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

1st Legislative Day — Wednesday, January 10, 2024

**Prayer** — By the chaplains, Rabbi Emily Hyatt, Temple Emanuel, Denver and Imam Muhammad Kolila, Downtown Denver Islamic Center

**Presentation of Colors** — By the Joint Colorado Color Guard
Members: Specialist Tara Gorman, Specialist Madeline Marr, Staff Sergeant Danielle Morgan, and Staff Sergeant Anthony Reyes

**Pledge** — By the children and grandchildren of the Senators.

**Musical Presentation** — Brothers of Brass
Members: Armando Lopez, Khalil Simon, Jake Herman, Nico Jimenez, Matthew Rossmann, and Nate Bitter

**Call to Order** — The hour of 10:00 a.m. having arrived, the Senate of the Second Regular Session of the 74th General Assembly of the State of Colorado, pursuant to law, was called to order by President Steve Fenberg.

**Roll Call** — Present--34
Excused--1, Baisley

**Quorum** — The President announced a quorum present.

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On motion of Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow current and former lobbyists to enter the Senate chamber on opening day.

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**Oath of Office** — The President administered the oath of office to Cindi L. Markwell.

With unanimous consent of those 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.

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On motion of Majority Leader Rodriguez, and with unanimous consent of the Senate, the President appointed Senators Kolker, Gonzales, and Gardner as members of the Committee to Notify the House of Representatives that the Senate is Organized and Ready for Business.

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

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On motion of Majority Leader Rodriguez, and with unanimous consent of the Senate, the President appointed Senators Zenzinger, Hansen, and Smallwood as members of the Committee to Notify the Governor that the Senate is Organized and Ready for Business.

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

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Senate in recess. Senate reconvened.

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The Senate heard reports from the Committee to Notify the Governor and the Committee to Notify the House of Representatives.

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## INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

**SJR24-001** by Senator(s) Fenberg and Lundeen; also Representative(s) Duran and Lynch--Concerning changes to the deadline schedule.

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

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

Co-sponsor(s) added: Bridges, Gardner, Kolker, and Rich.

**SJR24-002** by Senator(s) Rodriguez, Fenberg, Lundeen; also Representative(s) McLachlan, Snyder, Taggart, Winter T.--Concerning the officers and employees of the Second Regular Session of the Seventy-fourth General Assembly.

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

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

**SR24-001** by Senator(s) Rodriguez, Fenberg, Lundeen; --Concerning the appointment of Officers and Employees for the Senate convened in the Second Regular Session of the Seventy-fourth General Assembly.

Laid over until Thursday, January 11, 2024 retaining its place on the calendar.

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## COMMITTEE APPOINTMENTS

January 4, 2024

Ms. Keri L. Hunter
State Auditor
Colorado Office of the State Auditor
1525 Sherman Street, Suite 700
Denver CO 80203

Dear State Auditor Hunter:

Please be advised that I am appointing Senator Dafna Michaelson Jenet to the Legislative Audit Committee, effective starting January 16, 2024. She will be replacing Senator Robert Rodriguez, who will be stepping off of the committee.

Sincerely,
(signed)
Steve Fenberg
Senate President

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## APPOINTMENTS TO STATUTORY COMMITTEES

Legislative Audit

Pursuant to Section 2-3-101, C.R.S., the President appointed Senators Michaelson Jenet to replace Senator Rodriguez as a member of the Legislative Audit Committee.

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

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

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

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Senate in recess..

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**The text of President Fenberg's remarks follow.**

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

It's an honor to be with you all here today. I want to start off by recognizing a few folks.

My wife Lindsay is here today. Lindsay, your support has been immense, but I also know there isn't a bigger fan of term limits than you.

And of course the real reason why I come to work every day…my best friends in the whole wide world: my daughters Isa and Marlow.

My Board of County Commissioners is here as well: Claire Levy, Marta Loachamin, and Ashley Stolzman.

And the Mayors from my district: Boulder Mayor Aaron Brocket, Louisville Mayor Chris Leh, and Superior Mayor Mark Lacis.

It's been a year of change for many of us - and we have some new faces and roles in the Chamber I'd like to acknowledge.

Most importantly, I want to extend an extremely warm welcome to our newest Senator, Dafna Michaelson Jenet!

She's been with us for a few months now - and of course most of us have worked with her in the House - but we are still very excited to work alongside you, Senator, and we look forward to the great work you'll do here in the Senate.

Senator Michaelson Jenet's arrival here was necessitated by the departure of former Majority Leader and current traitor, Dominick Moreno, who broke our hearts this summer when he decamped for the greener pastures - across the street at the City of Denver.

I used to refer to Dom as my work husband. He would quickly correct me and say he felt a little more comfortable in the work wife role. And while I am excited to work alongside the new Majority Leader, I gotta admit, I am not quite sure I'm ready to call you my wife just yet, Robert.

But I'm sure we'll get there. Congratulations on your new role.

Another new addition to our leadership team is Senator Faith Winter, who is now serving as our Assistant Majority Leader. Congratulations to you as well, Senator.

You'll also see a few new faces up here at the desk and on the floor. I'm excited to introduce our new members of the non-partisan staff to the team. Tammy, Eric, Mary, Shannon, Wayne, Mary Ann - welcome aboard!

As for those who came back - Ryan, Jonathan, John, Frank, Ted, Matthew, Sadia, Rick, Tom, Randy, and Ben - thanks for sticking around, and for your continued service to the Senate.

I want to recognize two people who have been with me on this journey from almost the very beginning. Mindy Miller and Nellie Moran. We've been through a lot together and

I'd also like to take a moment to recognize someone who we all thought would have ridden off into the sunset by now, maybe seeing a show at the Sphere or sitting out at the pool with a cocktail…but you just can't seem to quit us, can you?

The true public servant of the Senate. The most committed and caring Secretary this chamber has ever had, Cindi Markwell. You're like a second encore from your favorite band-where you know in your heart that if you just clap harder and longer, they'll come back. And you did and we're forever grateful for it. Please join me in thanking Cindi for all that she has given to the Colorado Senate.

However, Cindi, I think you have now retired 17 times. So, I'm going to say this into the record: Cindi, when we have late nights or when a certain Senator starts "Bobbing" for hours upon hours, you should deputize your very competent front desk staff, go home, be with family, or just simply get some rest. Eventually we're going to need to figure out how to exist without you, so we might as well start practicing now.

It takes a lot to keep this place running. Our system of self-governance depends on people like Cindi, and everyone else in this room, in this building, and in our state to help ensure civil society and our institutions persist. This is what I want to speak about today on this inaugural day of the second session of the 74th General Assembly-my last session serving with you in this chamber.

The 35 of us have been given an incredible honor by the people of Colorado. Each of us plays an integral role in the democratic process. Our job is to take the values, beliefs, and experiences of our constituents and translate that into casting votes on their behalf, on issues related to just about every topic you could think of.

From critically important topics like license plate designs, to uncontroversial, mundane bills like land use, we have the amazing opportunity to weigh in on a myriad of issues.

After all, the legislative process is how we, as a group of millions of people who come from different walks of life, who have different priorities, and who maybe even believe in different facts, come together and make collective decisions for our state.

We are called politicians. Public figures. Legislators. Lawmakers. Often we're called much worse.

Yes we are all of those things. But we are also something far more important, if less prestigious: we are caretakers. Caretakers of this great chamber. Of our great state. Of this democracy.

The democracy we're charged with defending is the foundation that underpins our republic. The ideals of our democracy can and should remain stable - but our values, our ideas, and the people that animate and utilize those concepts to effect change and govern our great state can, and should, evolve.

I used to think, back when I first got elected, that my job was to be a radical change maker, to push the boundaries every day for what I believed in. To be more of an activist than a politician.

I now have a much simpler, perhaps less exciting, vision of what the job is.

Yes, we are political actors who have agendas and ideologies. On the campaign trail, we're candidates. At the town hall, we're public officials. On the nightly news, we're spokespeople.

But when you walk into this building, when you sit at the dais in committee in front of a nameplate, when you sit at one of the 35 oak desks in this chamber that have been here more than a century, you're simply a moment in time. You are one of 35 who have the honor-the responsibility-to ensure there will be moments in time after you leave.

It may seem like a low bar, but our first job is to not mess it up.

Maybe I'm full of it. I drank the Kool-Aid and sold out. And this whole place is actually designed to keep the status quo. I walk up the steps of the rotunda every morning and get intoxicated by the marble and beautiful gold dome and stained glass windows. Maybe it was built that way to get us to fall in line and defend the institution instead of attacking it with change.

Maybe.

But it worked - and my time here has made me okay with it. Because if this institution-this thing we call democracy-was simply just a shell to be filled with political agendas every two or four years, it would be a recipe for a volatile government that probably would've collapsed generations ago.

If this place was simply a vessel for the populism of the day that swings with the blowing winds of trends and slogans, the pendulum would eventually swing off its hinge. It would result in the erosion of the institution. Of democracy. Perhaps even civil order itself.

Our founders and the architects of this great civic temple didn't-and couldn't have-accounted for some of the things threatening it today. One of those threats is that an enormous amount of political debate no longer occurs primarily in the physical boundaries of these marble walls - or even in face-to-face conversations of any type. More often than not, it's happening on our phones.

It's happening through anonymous tweets where civil debate has been replaced by algorithms that are designed for outrage, not understanding.

Or it's a nightly news anchor who has made the calculus that viewership rises not with stories of bipartisanship, problem-solving, and collegiality, but with deadlock, drama, and corruption.

Or it's increasingly us-the legislators-who sit there thinking about the quippy social media post that scores points with our followers instead of taking the time to walk across the room and talk to our colleague. Too often our words and actions breed cynicism, feed hate for those we disagree with, and encourage more yelling, and less listening.

We must resist the urge to be performers. We must remind ourselves that to be a caretaker of this institution, we need to legislate for constituents, not for twitter. We must live up to the same standards that every man or woman who sat in our desks before us over the last 150 years has lived up to.

That's not to say our democracy and our institutions should be frozen in time. And, of course, our goal should not be to preserve the status quo simply for status quo's sake. Just because that's how it's always been done isn't good enough. That's not what I mean by calling on us to be caretakers.

But the way we approach debating ideas and how we treat each other - in other words, how we show up in our democracy - impacts the stability of the institution itself.

If you think about it, with all that is working against it, the fact that we still have a democracy is actually quite remarkable. It takes hard work to stay above the fray, especially when the alternative seems to be rewarded these days. But if we've learned anything the last several years, it's that democracy is incredibly fragile.

In the blink of an eye, our entire world can change. Just ask the Israelis to compare their lives from October 6th to October 8th. Or the Palestinian civilians who suddenly not only don't have a home, they don't have a neighborhood, a family, or even a functioning society.

It's mind-boggling how fast our politics-and our world-can change these days. And it's only speeding up.

In the coming years, our democracy and our institutions will be tested like they've never been tested before:

- The promise and peril of AI.
- The threat of a court-declared insurrectionist, a man who fomented a violent attack on our nation's Capital and our democracy once again rising to power.
- Multiple wars raging across the globe backed by superpowers, perhaps as preview proxies for larger, more existential battles yet to come.

So, being a caretaker of an institution might not be why we ran for office. but, if you think about all that is happening in this crazy world right now, and all the forces that are actively working against our democracy's survival, it suddenly seems like the most courageous and important thing we could possibly do with the positions of power that we hold, is to simply do our part to ensure it continues.

It is more important now than ever that we remind ourselves that we are here as representatives of others to engage in deliberative debate aimed at solving problems. We were not sent here to shout at those we disagree with. We were not sent here to be a protest vote. We were sent here to fight for our values, not each other. We were sent here to govern.

We know that humans are social creatures and the norms in a society are contagious. But that also means that when norms break down, that breakdown too is contagious. And you can't predict where it ends. We saw a small glimpse of that in the special session-in both chambers.

I've certainly been guilty of it myself.

We are all responsible for our actions and for their consequences. So I ask you: what will our actions be this session, and what will the consequences of those actions be for this institution?

My hope is for rigorous debate that results in better policy outcomes. My hope is for critical eyes on each piece of legislation that moves through this body, no matter if it's sponsored by Democrat or Republican. My hope is that we use the tools available to us to shape the world around us for the better. And that we do it together more often than apart, and that will result in strengthening this institution.

Yes, we should fight like hell for what we believe in. We should work day and night on crafting the policies we are passionate about. We should stand up for those who can't stand up for themselves. But, most importantly, we should double down on a commitment to do all of it with deliberation, civility, and integrity.

That's the gift that democratic legislative systems give us. They allow us, each year, to begin anew, to come to work and engage with each other's ideas, so we may confront the challenges facing us today. And each year, to recommit to how we will work with one another.

Today I'm making that commitment, and hope all of you will as well.

And let's face it-we're going to need to make that commitment together if we're going to make progress on the immense challenges facing us:

- We are still facing the impacts of climate change on our landscapes and rivers. I don't know about you, but I hope my daughters will experience the same sense of wonder that the beauty of Colorado's natural spaces instilled in me.
- But what good is clean air and healthy forests if only the rich can enjoy them? Everything has gotten more expensive. I hope for my daughters to be able to afford to raise their daughters here. To have a home where they feel safe, secure, and happy.
- And speaking of children, I hope for an education system that no longer strives for the national average, but instead sets a new standard for how to truly prepare the next generation.

Luckily, the solutions for turning those hopes into reality are right in front of us. Build more homes. Fully fund our schools. Expand transportation options. Preserve our public lands.

We have major opportunities this session to make our mark for generations to come.

Take the opportunity with school funding. Thanks to the responsible budgeting of Senators Zenzinger, Bridges, and Kirkmeyer and the Joint Budget Committee, we're finally going to eliminate the budget stabilization factor. Once and for all.

This will help us get on a path to pay teachers what their profession deserves, and provide the much-needed classroom resources our students require.

For years now, we've been shortchanging our schools, and robbing our most critical assets of the care, training, and education they need to reach their potential. School is where our kids find themselves, shape their futures, and become all that they can be.

But students, and the teachers who guide and shape their growing minds, can't reach their potential without the proper resources.

The last time we fully funded our schools at the level required by our Constitution, President Obama had yet to shock the world by wearing a tan suit. The Office was a huge hit on TV, instead of a huge hit on streaming. My hair was brown.

The hole we've dug ourselves out of is immense: over time, we've shortchanged schools to the tune of nearly $10 billion dollars.

Now, we're on a path to pay off that IOU. That's a big deal. Is it going to be enough? Of course not. But we will stop acting from a place of scarcity and move to a mindset of building for the future. We must remind ourselves that this is the floor, not the ceiling. It's the bare minimum, not the end goal.

Our kids deserve it. Our educators deserve it. Our state deserves it and our communities need it, and we're going to deliver, so that every Colorado student can get the education they need to thrive.

Another opportunity is to tackle head-on the housing affordability crisis. We need to do more to ensure more of us can afford to live, work, and play in the communities that we call home.

Population growth and a huge demand for housing has outpaced new construction, making it incredibly difficult for Coloradans to become first time homeowners, and making our state unaffordable for renters. The long tail of the pandemic is partially to blame. But policy-makers like ourselves must accept some of the responsibility as well - and we have a job to do.

If we don't do something, the opportunity to shape our state's future will slip through our hands.

Everyone deserves a safe, affordable place to call home. To achieve that, this year, we will work to help communities across the state increase the housing supply of for-sale and for-rent properties.

We'll also do more to make sure folks can stay in their homes once they've achieved their American Dream.

Spiking housing prices have brought the property tax question in Colorado to a crescendo - and it turns out the answer was definitely not a certain double-lettered ballot initiative.

We've provided significant relief to ease the pain for vulnerable folks over the past few years and during the special session - but that won't ensure we aren't in this position again in the future.

We need a long-term solution that ensures our local communities and the services we all rely on-libraries, fire departments, and schools-have the resources they need while keeping property taxes reasonable. Over the next couple of months, a bipartisan task force will work to identify those solutions, and make recommendations on delivering relief without shortchanging essential local services.

But, of course, we can't talk about just building more homes. We also need to talk about how we get to and from those homes.

The passage of SB260 a few years ago finally put us on a more sustainable path to fund our state's transportation backlog, but we can, and we must dream bigger.

For one, we have an opportunity before us to take the Federal Government up on their commitment and bring in hundreds of millions of dollars to turn a statewide transit system into a reality.

We can see a future where a statewide rail system makes it easy, affordable, and safe to travel the entire length of our great state-Fort Collins to Pueblo- without ever touching an interstate.

I can imagine regular and reliable train service to all that our mountain communities have to offer without having to first survive a harrowing drive up I-70.

And we can all imagine the impacts it will have on our traffic and emissions if that rail system serves as a backbone to expanded and reliable bus and transit service that helps take thousands of cars off our roads.

Thanks to critical funding from the Bipartisan Infrastructure Law, Colorado has the opportunity to turn the dream of a truly statewide rail system that connects to bus and transit services into reality. This session, we must ensure Colorado gets its fair share of the federal infrastructure funds, and deliver the legacy of a modern, clean, and safe transportation system for generations to come.

The list of goals we hope to accomplish is long. But we're already well on our way, and luckily we have a great team that is pushing to make these dreams reality. Later today, we'll start introducing bills that will be the first steps in the long journey of the session.

We'll introduce Senator Michaelson Jenet's bill to permanently extend the critical I Matter program, which provides up to six free mental health visits for students, and Senator Sullivan's bill to help the Colorado Bureau of Investigations to investigate and prevent gun violence. We'll introduce Senator Fields' and Senator Pelton's bipartisan bill to better support veterans, and Senator Roberts' and Senator Simpson's bipartisan bill to conserve more water.

This session we'll also be introducing bills to further our work of acknowledging the wrongs of the past while setting ourselves up to ensure inclusive opportunity for all in the future.

We'll expand access to quality, affordable healthcare and invest in programs to foster a workforce that meets our state's needs.

We'll help communities prepare for, prevent, and respond to catastrophic wildfires.

And that's just to start. The promise of a new session means we still have all of the time we need to exchange ideas and work together in this laboratory of democracy to solve problems.

I'm excited to see what we come up with.

But I'm also feeling a little bittersweet. This is my final Opening Day.

And that's ultimately a good thing. We're a citizen legislature and we must always remember that. In the spirit of my friend, Hugh McKean, we must remember to take the work seriously, but not ourselves.

This time next year, I'll go from being Mr. President to former Mr. President to some of you. But to most, just Steve.

But before you get too excited, for these next 120 days…I'm still in charge. And I will do everything in my power to ensure the Senate continues to be the Senate. The Upper Chamber, where logic, reason, and thoughtful debate rule the day, not group-think and raw partisanship. Where we embrace what the Senate was designed to do: slow down when needed and deliberate.

I will spend these next 120 days ensuring that we leave this institution better than we found it. To take care of this institution, and I hope you will ask yourselves how you'll do your part to be that caretaker as well.

I have one idea I'd like to impart on how you can do that. It's the same challenge I gave on last year's opening day. And that is that we need to build stronger relationships with each other. Get that beer after a long committee hearing. Sit in each other's offices and get lost in conversation. Visit each other in our districts, get to know each other's families. If we can commit to doing the most human thing we can do-build relationships-then we're more likely to solve problems not as Democrats or Republicans, but as Coloradans. Coloradans who care deeply about this chamber, about our democracy, and about our state.

Let's do everything we can to remember that we can sometimes be opponents, but we're never enemies. We can do that by connecting with each other not just on a policy or political level, but on a human level.

I am excited for these next 120 days. But the countdown begins today. So, let's use them to their fullest. To make a difference for all the hard working individuals and families across this great state. They're counting on us. So let's get to work.

Thank you.

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President Fenberg Recognized Minority Leader Lundeen to address the Senate.

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**The text of Minority Leader Lundeen's remarks follow.**

Ladies and gentlemen, fellow Coloradans, thank you for being here. Dear Colleagues, and I use those words with consideration, welcome back, it's good to see you.

Please join me, if you would, in extending a special welcome to Yemi Mobablade, the mayor of Colorado Springs, Olympic City USA and the permanent home of US Space Command. Thank you colleagues. I notice that Aurora Mayor Mike Coffman, former Congressman, is here as well. Mayor Coffman.

We now return to the very specific and very special business of legislating-creating the laws that govern our society, control our state government, and hopefully make the people of Colorado more free, to live the lives they choose, and pursue the dreams to which they aspire.

As we gather here with our aspirations for the policies we are eager to champion, it is critically important we be actively attentive to the perspectives of the people who sent us here with the expectation that we would serve them- and this is an echo in many ways of what the President just said- as the temporary custodians of the sovereignty they inherently possess. A sovereignty that gives them authority to master and control their government in the grand experiment of representative democracy we call America.

In this chamber, it is not our business to raise armies, secure the nation's borders or launch a navy. But that makes the work we do in the next 119 days no less important in the lives of the people we represent. In fact-because the work we do is physically closer to the homes and businesses of Coloradans and it is meted out with local specificity it may in fact be more important.

A word before I move on to policy about how we do that business. Decorum is fundamental to the success of our work, and fundamental to achieving the goals created in representation the sovereignty of the people whom we represent. We must be able to bring disparate conflicting ideas together in a way that is rich with the values presented, and equally rich in respect for the process in the people in whom we engage with that process. The question is, will the noise and obstreperous behavior outside this chamber influence us? Or will we influence, for the better, the noise and challenging behavior outside this chamber?

I would say today, we have already heard echoes of that, and the positive potential influence of this chamber. We heard noise in the house gallery and noise in the rotunda, appropriate in some ways, at the edge of decorum in others. And we heard a homily and prayer presented side by side from a Rabbi and an Imam in this chamber.

I would echo many of the comments that the President has just said about how we conduct ourselves, and I would pull from this speech two words: civility, in our engagement with each other, and integrity in our engagement with each other. Mr. President, again, I thank you for your comments.

Recent reports have given us a stark reality check, painting a picture of Colorado that we cannot afford to ignore.

Just a short time ago, we were ranked by a popular business network (CNBC) as the 4th best place to do business in the nation, but now we find ourselves slipping to the 11th spot. Our state's cost of living has received a dismal D+ rating, and the inflation rate for food has reached levels not seen since 1979, and I graduated from high school in 1977- that was a long time ago.

The statistics are daunting: the price of flour is up 22%, rice and cheese up 20%, and essential items like milk, ground beef, bread, eggs, and coffee beans collectively up 35% in just five years. These numbers represent not just statistics, but the daily struggles of our fellow Coloradans.

Among other challenges, the cost of living is driving our residents away. Denver, once known for its growth and prosperity, witnessed the 9th highest outflow of residents in the country between October and December last year. People who have called this state home for generations, are tapping out and leaving because daily life is becoming increasingly unaffordable, frequently at the hands of the policies we produce in this chamber.

The plight of our small businesses cannot be overlooked either. They are straining under the weight of regulations and burdens imposed upon them by this legislature. A recent survey by the Colorado Chamber of Commerce reveals that the cost of living and the lack of affordable housing are the two biggest barriers to recruiting and retaining workforce talent.

An alarming 86% of our state's business leaders find it more expensive to conduct business in the front range of Colorado compared to other states, primarily due to excessive regulations and mandates.

Affordable housing is fundamental. It's an issue intertwined with our need to reform Colorado's construction defects laws. These laws promote litigation, stifling the construction of much-needed for-sale multi-family housing. The solution to affordable housing necessitates hundreds of billions of dollars of investment, which are currently flowing into homes in other states. Initiatives, like Proposition 123 and public policy responses address only a fraction of the problem. We must entice investment back to Colorado, for that is the only way to tackle the remaining 99% of this housing crisis.

Relief, relief, relief! These are the words that should echo in this chamber and resound throughout our state. 65% of businesses in a recent statewide survey are calling for relief from the regulations that create mandates and increase costs, which cascade onto the backs of the people of Colorado with inevitability. We have heard their voices, and we must heed their call.

Colleagues, friends, fellow senators, we are at a crossroads. The future of our state, the prosperity of our people, and the survival of our small businesses are all hanging in the balance. It is our solemn duty to provide relief to the people and businesses of Colorado. We must work together to alleviate the burdens that have been imposed upon them. Let us advance Colorado to a better glory as a thriving state where businesses flourish, families thrive, and dreams are within reach.

I implore you to join us in this call for relief, to act decisively and swiftly to address these pressing issues, and to ensure that the people of Colorado have the opportunity to lead prosperous lives in the state we all love and hold so dear.

Thank you.

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Senate reconvened.

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

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## MESSAGE FROM THE HOUSE

January 10, 2024
Mr. President:

The House has adopted and transmits herewith HJR24-1001 and HJR24-1002, as printed in House Journal, January 10, 2024.

Pursuant to HJR24-1001, the Speaker has appointed Representatives Garcia, chair, Brown, and Soper.

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## INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

**HJR24-1001** by Representative(s) Duran, McCluskie, Lynch; also Senator(s) Rodriguez, Fenberg, Lundeen--Concerning a Joint Session of the House of Representatives and the Senate for the purpose of hearing a message from His Excellency, Governor Jared Polis, and appointing a committee to escort the Governor.

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

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

Co-sponsor(s) added: Cutter, Exum, Michaelson Jenet, and Priola.

**HJR24-1002** by Representative(s) Duran and Lynch; also Senator(s) Rodriguez and Lundeen--Concerning changes to the Joint Rules of the Senate and House of Representatives regarding oversight responsibilities of committees of reference.

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

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

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-001** by Senator(s) Michaelson Jenet; also Representative(s) Brown--Concerning continuation of the youth mental health services program, and, in connection therewith, requiring an annual evaluation of the program.
Health & Human Services

**SB24-002** by Senator(s) Roberts; also Representative(s) McCluskie and Frizell--Concerning the authority of a local government to establish a property tax incentive program to address an area of specific local concern related to the use of real property in the government's jurisdiction, and, in connection therewith, authorizing counties and municipalities to offer limited property tax credits or rebates to incentive program participants.
Local Government & Housing

**SB24-003** by Senator(s) Sullivan; also Representative(s) Froelich--Concerning the authority of the Colorado bureau of investigation to investigate illegal activity involving firearms, and, in connection therewith, making an appropriation.
Judiciary

**SB24-004** by Senator(s) Pelton R. and Fields, Rodriguez, Van Winkle; also Representative(s) Frizell and Lindstedt, Martinez--Concerning the administration of county veterans service offices.
State, Veterans, & Military Affairs

**SB24-005** by Senator(s) Roberts and Simpson, Bridges, Hinrichsen; also Representative(s) McCormick and McLachlan--Concerning the conservation of water in the state through the prohibition of certain landscaping practices.
Agriculture & Natural Resources

**SB24-006** by Senator(s) Rodriguez and Fields; also Representative(s) English and Bradfield, Amabile--Concerning considering factors related to the capability to participate in the judicial process in determining whether to place a person into a pretrial diversion program.
Judiciary

**SB24-007** by Senator(s) Fields and Michaelson Jenet; also Representative(s) Titone--Concerning creating a behavioral health first aid training program in the office of suicide prevention.
Health & Human Services

**SB24-008** by Senator(s) Zenzinger and Kirkmeyer, Fields, Michaelson Jenet; also Representative(s) Pugliese and Young, Bradley, Duran, Evans, Froelich, Joseph--Concerning increasing support for kinship foster care homes.
Health & Human Services

**SB24-009** by Senator(s) Cutter and Jaquez Lewis; also Representative(s) Snyder, Velasco--Concerning assisting local governments in disaster-related programs, and, in connection therewith, establishing the slash removal pilot program and providing guidance to local governments on debris removal programs.
Agriculture & Natural Resources

**SB24-010** by Senator(s) Ginal and Will; also Representative(s) Duran and Hartsook--Concerning the adoption of the dentist and dental hygienist compact.
Health & Human Services

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Senate in recess. Senate reconvened.

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## COMMITTEE APPOINTMENTS

January 4, 2024

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

Dear Director Castle,

Please, be advised that I am removing Senator Perry Will from the Senate Business, Labor and Technology Committee in order to conform to the new committee alignment. This is effective for the 2023 Special Session and through the 2024 Session.

Respectfully,
(signed)
Paul Lundeen
Senate Minority Leader

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January 8, 2024

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

Mrs. Natalie Castle:

Please be advised that I am appointing Senator Tony Exum to serve as Chair and Senator Julie Gonzales to serve as Vice Chair of the Senate Local Government and Housing Committee. This appointment is effective immediately.

Best,
(signed)
Robert Rodriguez
Senate Majority Leader

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-011** by Senator(s) Winter F.; also Representative(s) Duran and Willford--Concerning measures to increase protection from harm caused through the use of technology.
Judiciary

**SB24-012** by Senator(s) Gonzales and Coleman; also Representative(s) Young and Mabrey--Concerning the creation of a reentry workforce development cash assistance pilot program for persons who were incarcerated.
Judiciary

**SB24-013** by Senator(s) Gardner and Hinrichsen; also Representative(s) McLachlan--Concerning the compensation of attorneys working in the office of a district attorney.
Judiciary

**SB24-014** by Senator(s) Hansen; also Representative(s) McLachlan--Concerning authorization for granting a high school diploma endorsement related to climate literacy.
Education

**SB24-015** by Senator(s) Kolker; also Representative(s) Young--Concerning increasing the number of licensed professional counselors in communities.
Health & Human Services

**SB24-016** by Senator(s) Zenzinger and Smallwood; also Representative(s) Snyder--Concerning qualification for state income tax credits for charitable contributions to nonprofit organizations, and, in connection therewith, authorizing a taxpayer to make a charitable contribution for which the taxpayer may claim a state income tax credit to a charitable recipient organization through a qualified intermediary that forwards the contribution to the charitable recipient organization and allowing a tax credit certificate for the Colorado homeless contribution tax credit to include only the last four digits, rather than all digits, of a taxpayer's social security number.
Finance

**SB24-017** by Senator(s) Lundeen and Bridges; also Representative(s) McLachlan and Pugliese--Concerning the distribution amounts made by the state to a school district during the budget year that comprise the state's share of a school district's total program.
Education

**SB24-018** by Senator(s) Simpson and Michaelson Jenet; also Representative(s) Amabile and Winter T.--Concerning the enactment of the "Physician Assistant Licensure Compact".
Health & Human Services

**SB24-019** by Senator(s) Smallwood, Kolker; also Representative(s) Vigil--Concerning remuneration-exempt identifying placards.
Finance

**SB24-020** by Senator(s) Roberts; also Representative(s) Lindstedt and Pugliese--Concerning authorization for certain persons licensed to sell alcohol beverages at retail to sell alcohol beverages for consumption off the licensed premises.
Business, Labor, & Technology

**SB24-021** by Senator(s) Rich; also Representative(s) Soper--Concerning exempting certain small communities from certain requirements of the "Colorado Common Interest Ownership Act".
Local Government & Housing

**SB24-022** by Senator(s) Mullica; also Representative(s) Brown and Velasco--Concerning an expansion of the ability of a board of county commissioners to regulate tobacco products.
Local Government & Housing

**SB24-023** by Senator(s) Van Winkle and Bridges; also Representative(s) Kipp and Taggart--Concerning the requirement that local taxing jurisdictions hold harmless vendors that rely on erroneous data in certain electronic systems related to sales and use tax that are managed by the department of revenue.
Finance

**SB24-024** by Senator(s) Bridges and Van Winkle; also Representative(s) Kipp and Taggart--Concerning the standardization of local lodging tax, and, in connection therewith, aligning reporting requirements related to remittance of a local lodging tax to reporting requirements for remittance of other local taxes.
Finance

**SB24-025** by Senator(s) Bridges and Van Winkle; also Representative(s) Kipp and Taggart--Concerning local government sales and use taxes administered by the department of revenue, and, in connection therewith, revising, modernizing, and harmonizing various state statues relating to the state-administration of local sales and use tax into one uniform statute.
Finance

**SB24-026** by Senator(s) Roberts and Will, Bridges, Hinrichsen, Pelton B., Pelton R.; also Representative(s) McLachlan and Catlin, Lynch, Martinez, McCormick--Concerning a requirement that members of certain state regulatory bodies who are appointed by the governor hold meetings to elicit public engagement.
Agriculture & Natural Resources

**SB24-027** by Senator(s) Gonzales and Rodriguez; also Representative(s) Martinez, Amabile--Concerning a study to examine how individuals proceed through the various justice systems.
Judiciary

**SB24-028** by Senator(s) Cutter and Will, Jaquez Lewis, Ginal; also Representative(s) Velasco, Snyder--Concerning a comprehensive study on biochar, and, in connection therewith, studying the use of biochar in wildfire mitigation efforts.
Agriculture & Natural Resources

**SB24-029** by Senator(s) Gonzales and Rodriguez; also Representative(s) Amabile, Martinez--Concerning a study of how to measure the effectiveness of the criminal justice system using metrics other than recidivism.
Judiciary

**SB24-030** by Senator(s) Rodriguez and Gonzales; also Representative(s) Amabile and Martinez--Concerning creating a working group to develop a definition of recidivism.
Judiciary

**SB24-031** by Senator(s) Roberts, Bridges; also Representative(s) Lukens and McLachlan, McCormick--Concerning local authority to enforce violations of laws related to the prevention of noxious weeds.
Agriculture & Natural Resources

**SB24-032** by Senator(s) Priola and Jaquez Lewis, Cutter, Exum, Winter F.; also Representative(s) Vigil, Froelich, Lindsay, Lindstedt, Mabrey, Mauro, Parenti--Concerning methods to increase the use of transit.
Transportation & Energy

**SB24-033** by Senator(s) Hansen; also Representative(s) Weissman--Concerning the property tax treatment of real property that is used to provide lodging.
Finance

**SB24-034** by Senator(s) Marchman and Kolker; also Representative(s) Garcia--Concerning increasing access to school-based health care.
Education

**SB24-035** by Senator(s) Pelton B. and Fields; also Representative(s) Winter T.--Concerning strengthening the enforcement of human trafficking for servitude.
Judiciary

**SB24-036** by Senator(s) Winter F. and Cutter; also Representative(s) Lindsay and Lindstedt--Concerning the creation of an enterprise to provide infrastructure improvements that protect vulnerable road users.
Transportation & Energy

**SB24-037** by Senator(s) Simpson and Bridges, Hinrichsen, Roberts; also Representative(s) Lynch and McCormick, Catlin, Martinez, McLachlan--Concerning alternative mechanisms for achieving compliance with water quality standards.
Agriculture & Natural Resources

**SB24-038** by Senator(s) Bridges and Simpson, Hinrichsen, Pelton B., Pelton R., Roberts; also Representative(s) Martinez and McCormick, Catlin, McLachlan--Concerning conservancy districts, and, in connection therewith, authorizing a conservancy district to participate in a plan for augmentation; contract with water users outside the conservancy district for the provision of services; exercise certain powers regarding the control, delivery, use, and distribution of water; establish a water activity enterprise; and sell, lease, or otherwise dispose of the use of water or capacity in works by contract.
Agriculture & Natural Resources

**SB24-039** by Senator(s) Liston; --Concerning the inclusion of nuclear energy as a source of clean energy.
Transportation & Energy

**SB24-040** by Senator(s) Danielson; also Representative(s) Willford and Young--Concerning the appropriation for state funding for senior services, and, in connection therewith, adjusting the general fund appropriation for inflation annually, reviewing the adequacy of the appropriation every three years, and making an appropriation.
Health & Human Services

**SB24-041** by Senator(s) Rodriguez and Lundeen; --Concerning adding data protections for a minor's online activity.
Business, Labor, & Technology

**SB24-042** by Senator(s) Buckner and Fields, Coleman, Exum; also Representative(s) English, Bacon, Herod--Concerning the creation of the Arie P. Taylor sickle cell disease outreach program to provide support to individuals living with sickle cell disease.
Health & Human Services

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Thursday, January 11, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

2nd Legislative Day — Thursday, January 11, 2024

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

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

Roll Call — Present--35

Quorum — The President announced a quorum present.

Pledge — By Senator Smallwood.

Approval of the Journal — On motion of Senator Winter, the Journal of Wednesday, January 10, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 022, 023, 024, 025, 026, 027, 028, 029, 030, 031, 032, 033, 034, 035, 036, 037, 038, 039, 040, 041, and 042; SJR24-001 and 002; SR24-001.
**Correctly Engrossed:** SJR24-001 and 002.
**Correctly Revised:** HJR24-1001 and 1002.

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## CONSIDERATION OF RESOLUTIONS

**SR24-001** by Senator(s) Rodriguez, Fenberg, Lundeen --Concerning the appointment of Officers and Employees for the Senate convened in the Second Regular Session of the Seventy-fourth General Assembly.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

January 11, 2024
Mr. President:

The House has adopted and returns herewith SJR24-001, amended as printed in House Journal, January 11, 2024.

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## CONSIDERATION OF HOUSE AMENDMENTS TO SENATE RESOLUTIONS

**SJR24-001** by Senator(s) Fenberg and Lundeen; also Representative(s) Duran and Lynch--Concerning changes to the deadline schedule.

President Fenberg moved that the Senate concur in House amendments to **SJR24-001**, as printed in House Journal, January 11, page(s) 31.

A majority of all members elected to the Senate having voted in the affirmative, the motion was adopted on the following roll call vote.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Exum and Kirkmeyer.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Friday, January 12, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

3rd Legislative Day — Friday, January 12, 2024

Prayer — By President *pro tem* Coleman.

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

Roll Call — Present--28
Excused--7, Danielson, Fenberg, Ginal, Hansen, Jaquez Lewis, Kirkmeyer, Priola
Present later--2, Hansen, Kirkmeyer

Quorum — The President announced a quorum present.

Pledge — By Senator Smallwood.

Approval of the Journal — On motion of Senator Winter, the Journal of Thursday, January 11, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SR24-001.

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## MESSAGE FROM THE HOUSE

January 12, 2024
Mr. President:

The House has adopted and transmits herewith HJR24-1003, as printed in House Journal, January 12, 2024.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-043** by Senator(s) Roberts and Pelton B., Bridges, Pelton R.; also Representative(s) McCluskie, Martinez, McCormick, McLachlan--Concerning direct-to-consumer sales of raw milk.
Agriculture & Natural Resources

**SB24-044** by Senator(s) Kolker and Hansen; also Representative(s) Hamrick and Kipp--Concerning the creation of a refundable income tax credit for qualifying public employees' retirement association retirees.
Finance

**SB24-045** by Senator(s) Liston; also Representative(s) Rutinel and Taggart--Concerning modifications to the exemptions from the sterilization requirement under the "Pet Animal Care and Facilities Act".
Agriculture & Natural Resources

**SB24-046** by Senator(s) Coleman; --Concerning restricting sales of certain lighters.
Business, Labor, & Technology

**SB24-047** by Senator(s) Jaquez Lewis and Priola; also Representative(s) Young and Epps, Kipp--Concerning the prevention of substance use disorders.
Health & Human Services

**SB24-048** by Senator(s) Priola, Jaquez Lewis; also Representative(s) deGruy Kennedy and Lynch, Epps--Concerning recovery from substance use disorders.
Business, Labor, & Technology

**SB24-049** by Senator(s) Cutter and Kolker, Hinrichsen, Michaelson Jenet, Priola; also Representative(s) Joseph and Hamrick, Garcia, Kipp, Lieder, Titone, Vigil--Concerning the content of material available in libraries, and, in connection therewith, requiring notice of challenged material to be published on the internet, establishing a process for reconsideration of challenged material, and preventing discrimination in a library's displays, acquisition standards, public meeting spaces, and retention policies.
Education

**SB24-050** by Senator(s) Exum; --Concerning the Colorado workforce demonstration grants pilot program.
Business, Labor, & Technology

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At the order of the President *pro tem*, Senators Hansen and Kirkmeyer were added to the current roll call.

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SJR24-001; SR24-001.

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## TRIBUTES

Honoring:

Michael Nicoletti -- By Senator James Coleman
Isabella Allen -- By Senators Rhonda Fields, Janet Buckner, Tony Exum, and James Coleman & Representatives Jennifer Bacon, Elisabeth Epps, Leslie Herod, Naquetta Ricks, Iman Jodeh, Junie Joseph, and Regina English
Ami Diatta -- By President Steve Fenberg
Sam Spotts -- By President Steve Fenberg
Alina Miranda -- By President Steve Fenberg
Women Veterans -- By Senator Rhonda Fields
Sofia Tommey Wu -- By President Steve Fenberg
Dr. Karen Gebhardt -- By President Steve Fenberg
Natalie Pechek -- By Senator Zenzinger
Jennifer Turner -- By Senator Zenzinger
Brekin Sloan -- By President Fenberg
Haylee Matney -- By President Fenberg
Ellie Steele -- By President Fenberg
Freddie Ambrose -- By President Fenberg
Henry Stauch -- By President Fenberg
Rich Castro -- By President Fenberg
Virginia Gomulka -- By President Fenberg
Stella Laird -- By President Fenberg
Quinn Bernal -- By President Fenberg
Elizabaeth Roth -- By President Fenberg
Elle Middleton -- By President Fenberg
Jane Roth -- By President Fenberg
Lucy Travis -- By Senator Roberts & Representative Lukens
Caroline Landers -- By Senator Roberts & Representative Lukens

Dave Elchoness & Eve Bonn -- By President Fenberg 1
Phoebe McLean -- By President Fenberg 2
Isaiah Allen -- By Senator Hinrichsen 3
Alana Duran -- By Senator Hinrichsen 4
Gabriel Garcia -- By Senator Hinrichsen 5
Eliazar Maldonado -- By Senator Hinrichsen 6
Mackenie Mills -- By Senator Hinrichsen 7
Jose Ortega -- By Senator Hinrichsen 8
Haley Valdez -- By Senator Hinrichsen 9
Maya Brakhage -- By President Fenberg 10
Juneteenth Org -- By Senator Hinrichsen 11
Rachell Andersen -- By Senator Zenzinger 12
Althea Morris -- By Senator Zenzinger 13
Kathy Smith -- By Senator Zenzinger 14
Victoria Versteac -- By Senator Zenzinger 15
Sean and Roberta Gafner -- By President Fenberg 16
Lucy Sanders -- By President Fenberg 17
Dr. Larry Gold -- By President Fenberg 18
Bryan Martino -- By President Fenberg 19
Efrain Gomez -- By President Fenberg 20
Spoorthy Reddy -- By President Fenberg 21
Tsering Lhamo -- By President Fenberg 22
Katara Ziegler -- By President Fenberg 23
Susan Graf -- By President Fenberg 24
Ryan Burbary -- By President Fenberg 25
Colorado Chautauqua Association -- By President Fenberg 26
Blooding Family -- By Senator Pelton R. & Representative Winter 27
Red Mountain Ranch -- By Senator Pelton R. & Representative Soper 28
Hendricksen-Morris Family -- By Senator Pelton R. & Representative Soper 29
Hendricksen Farm -- By Senator Pelton R. & Representaive Soper 30
Amen Angus Farm -- By Senator Pelton B. & Representative Holtorf 31
Walter Amen -- By Senator Pelton B. & Representative Holtorf 32
Alcott Family -- By Senator Pelton B. & Representative Holtorf 33
Younglund Ranch -- By Senator Pelton B. & Representative Holtorf 34
Watkins Family -- By Senator Baisley & Representative Luck 35
Rocky Mountain Farmers Union -- By Senator Bridges & Representative Froelich 36
Gueck Farm -- By Senator Pelton B. & Representative Holtorf 37
Rupple Family -- By Senator Pelton B. & Representative Evans 38
Shultz Farm -- By Senator Kirkmeyer & Representative Armagost 39
Tappy Ranch -- By Senator Pelton B. & Representative Holtorf 40
Beeson-Walters Family -- By Senator Pelton R. & Representative Bockenfeld 41
Garwood Farm -- By senator Simpson & Representative Catlin 42
Ela Family -- By Senator Will & Representative Catlin 43
Daniel Farm -- By Senator Pelton R. & Representative Bockenfeld 44
Bunton Orchard -- By Senator Baisley & Representative Luck 45
Christensen Ranch -- By Senator Pelton & Representative Holtorf 46
Counter Family -- By Senator Baisley & Representative Bradley 47
Waneka-Thomas-Bateman Family -- By Senator JaquezLewis & Representative Parenti 48
Scott Stalker -- By Senator Gardner & Representative Bradfield 49
Dr. Stephen Voida -- By President Fenberg 50
Dr. Casey Fiesler -- By President Fenberg 51
Pfaltzgraff Farms -- By Senator Pelton B. & Representative Holtorf 52
Toft-Tetsell Farm -- By Senator Pelton B. & Representative Holtorf 53
William Herpin -- By Senator Gardner 54
Ute Mountain Farm -- By Senator Simpson & Representative Catlin 55
Neely Gracey -- By President Fenberg 56
Western Sugar Cooperative -- By Senator Pelton B. & Representative Holtorf 57
The Dry -- By Senator Pelton R. & Representative Winter 58
John Shaw -- By Senator Gardner & Representative Bradfield 59
Andrea Gibson -- By President Fenberg 60
Djadjiri Konate -- By President Fenberg 61
Malachi Brooks -- By President Fenberg 62
Brenda Martinez -- By President Fenberg 63
Oren Dutton -- By President Fenberg 64
Steve Dimas -- By President Fenberg 65
Rebeka Rukundo -- By President Fenberg 66
Kellan Clapp -- By President Fenberg 67

Esau Arellano -- By President Fenberg
Dante Branigan -- By President Fenberg
Cassidy Mammoser -- By President Fenberg
Gabriel Garcia -- By President Fenberg
Kylie Brockmire -- By President Fenberg
Sekina Belebele -- By President Fenberg
Joshua Eckholt -- By President Fenberg
Mason Mosbarger -- By President Fenberg
Garrett Miller -- By President Fenberg
Ben Hensley -- By President Fenberg
Creighton Vandergrift -- By President Fenberg
Ariel Sutherland -- By President Fenberg
Matt Segal -- By President Fenberg
Jordan Cannon -- By President Fenberg
Jesse Huey -- By President Fenberg
Bramble & Hare -- By President Fenberg
David & Helena Bolduc -- By President Fenberg
Nick Salazar -- By President Fenberg
Frasca Foods -- By President Fenberg
Misfits Pizza -- By President Fenberg
Punch Buggy Shave Ice -- By President Fenberg
Urban Hotdog Collective -- By President Fenberg
Button Rock Bakery -- By President Fenberg
Dr. Sanghamitra Neogi -- By President Fenberg
Addison Ritzenhein -- By President Fenberg
Temaki Tornado -- By President Fenberg
Blackbelly Market -- By President Fenberg
Dr. Carson Bruns -- By President Fenberg
Kelly Kawachi -- By President Fenberg
Janice McDonald -- By President Fenberg
Om Mathur -- By President Fenberg
Boulder Valley School District Student Title IX Counsil -- By President Fenberg
Nick Daurio -- By Senator Van Winkle
Pueblo NAACP --By Senator Hinrichsen
Natalie Mikishko -- By President Fenberg
Carolyn French -- By President Fenberg
NBCCT -- By President Fenberg
NGCCT -- By President Fenberg
Marc Williams -- By Senator Zenzinger
Major Smith -- By Senator Marchman
General Dickenson -- By Senator Gardner & Representative Bradfield
Central Baptist Church -- By Senator Coleman & Representative Herod

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Tuesday, January 16, 2024.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

6th Legislative Day Monday, January 15, 2024

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

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

7th Legislative Day Tuesday, January 16, 2024

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

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

8th Legislative Day — Wednesday, January 17, 2024

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

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

Roll Call — Present--33
Excused--2, Liston, Mullica
Present later--1, Liston

Quorum — The President announced a quorum present.

Pledge — By Senator Kirkemeyer.

Approval of the Journal — On motion of Senator Hinrichsen, the Journal of Friday, January 12, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-043, 044, 045, 046, 047, 048, 049, and 050.
**Correctly Enrolled:** SJR24-001; SR24-001.

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## MESSAGE FROM THE HOUSE

January 17, 2024
Mr. President:

The House has adopted and transmits herewith HJR24-1004, as printed in House Journal, January 17, 2024.

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

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## INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

**HJR24-1003** by Representative(s) Joseph and Bacon, Amabile, Armagost, Brown, Jodeh, Kipp, Lieder, Mabrey, McCormick, McLachlan, Snyder, Taggart, Titone, Weissman; also Senator(s) Coleman and Exum, Buckner, Cutter, Marchman, Roberts--Concerning designation of the portion of United States Highway 36 in Boulder County from Mile Marker 32 to Mile Marker 37 as the "Dr. Martin Luther King Jr. Memorial Highway" by the placement of signs in each direction of travel where the designated portion of the highway begins.

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

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

Co-sponsor(s) added: Baisley, Bridges, Danielson, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Michaelson Jenet, Pelton B., Pelton R., Priola, Rich, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

**HJR24-1004** by Representative(s) Bacon and Ricks, English, Herod, Jodeh, Joseph; also Senator(s) Buckner and Fields, Coleman, Exum--Concerning the commemoration of the birthday of the Reverend Dr. Martin Luther King, Jr.

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

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

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

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## INTRODUCTION OF RESOLUTIONS

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

**SJR24-003** by Senator(s) Gonzales and Winter F., Bridges, Buckner, Coleman, Cutter, Danielson, Fenberg, Fields, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Roberts, Rodriguez, Sullivan, Zenzinger; also Representative(s) Froelich and Garcia, Amabile, Bacon, Bird, Boesenecker, Brown, Clifford, deGruy Kennedy, Daugherty, Duran, English, Hamrick, Hernandez, Herod, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Lukens, Mabrey, Martinez, Mauro, McCluskie, McCormick, McLachlan, Ortiz, Parenti, Ricks, Rutinel, Sirota, Snyder, Story, Titone, Valdez, Velasco, Vigil, Weissman, Willford, Woodrow, Young--Concerning the designation of January 22 as "Roe v. Wade Anniversary Day".

Laid over until Thursday, January 18, 2024.

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

January 17, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1084, amended on Third Reading as printed in House Journal, January 17, 2024.

The House has adopted and returns herewith SJR24-002.

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## MESSAGE FROM THE REVISOR OF STATUTES

January 17, 2024
We herewith transmit:

Without comment, as amended, HB24-1084.

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## INTRODUCTION OF RESOLUTIONS (cont'd)

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

**SJR24-004** by Senator(s) Roberts and Simpson; also Representative(s) McCormick and Catlin--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.
Agriculture & Natural Resources

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-051** by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Catlin--Concerning modifications to enhance adult education in Colorado.
Education

**SB24-052** by Senator(s) Fields, Rodriguez; also Representative(s) English, Amabile--Concerning ongoing funding for the Colorado 911 resource center, and, in connection therewith, requiring reporting to ensure that the funding is being expended efficiently and effectively, and making an appropriation.
Judiciary

**SB24-053** by Senator(s) Coleman; also Representative(s) Herod and Ricks--Concerning an evaluation of racial equity for Black Coloradans.
State, Veterans, & Military Affairs

**SB24-054** by Senator(s) Michaelson Jenet; also Representative(s) Brown and Mabrey--Concerning the "Diabetes Prevention and Obesity Treatment Act".
Health & Human Services

**SB24-055** by Senator(s) Marchman and Will; also Representative(s) Lukens and Hartsook--Concerning supporting the behavioral health care of individuals involved in agriculture.
Health & Human Services

**SB24-056** by Senator(s) Hinrichsen, Will; --Concerning programs for off-highway vehicle users, and, in connection therewith, exempting commercial use on private property from snowmobile registration, creating an out-of-state snowmobile permit to drive on publicly owned lands, and adding the search and rescue fee to snowmobile and off-highway vehicle permits.
Transportation & Energy

**SB24-057** by Senator(s) Sullivan; also Representative(s) Froelich and Amabile--Concerning creating a program to prevent suicide in the agricultural workforce.
Health & Human Services

**SB24-058** by Senator(s) Baisley and Roberts; also Representative(s) Titone and Bird, Joseph--Concerning landowner liability under the Colorado recreational use statute.
Judiciary

**SB24-059** by Senator(s) Kirkmeyer and Michaelson Jenet, Fields, Pelton B., Zenzinger; also Representative(s) Duran and Pugliese, Bradley, Evans, Froelich, Joseph, Young--Concerning establishing a children's behavioral health statewide system of care.
Health & Human Services

**HB24-1084** by Representative(s) Willford and Young; also Senator(s) Kolker and Fields--Concerning the repeal and reenactment of the law enacted by House Bill 23B-1002 that increased the earned income tax credit for 2023, and, in connection therewith, making an appropriation.
Finance

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## MESSAGE FROM THE GOVERNOR

January 16, 2024

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

Dear Members of the General Assembly:

This clemency report is submitted to the General Assembly as required under Article IV, Section 7, of the Colorado Constitution. I am attaching copies of the twenty-eight (28) Executive Orders granting clemency in 2023 and accompanying letters sent to recipients. These orders and letters were made available to the public at the time they were issued. See press release at https://www.colorado.gov/governor/news/11246-governor-polis-announces-clemency-28-individuals.

After the adjournment of the First Regular Session of the 74th General Assembly, I granted twenty-one (21) pardons and seven (7) sentence commutations on December 22, 2023.

The following people were granted pardons:

1. James Bell for the 1987 conviction of Possession of Marijuana with Intent to Distribute in El Paso County;
2. Adam Bennett for the 2002 conviction of 1st Degree Trespass - Dwelling in Mesa County;
3. Amber Breay for the 2009 convictions of Theft- $1,000 - $20,000 and Theft - Under $500 - Attempt in Jefferson County and the 2011 convictions of Financial Transaction Device - Unauthorized Use - Under $1,000, and Theft - Under $500 in Jefferson County;
4. Donna Chavez for the 2013 conviction of 1st Degree Trespassing - Dwelling - Conspiracy in Jefferson County;
5. Eric Christensen for the 1983 conviction of 2nd Degree Burglary in Boulder County;
6. Todd Cummings for the 1983 conviction of Theft in Alamosa County;
7. Gregory Fanger for the 1985 conviction of Unlawful Distribution of a Controlled Substance - Schedule II in Garfield County;
8. Kimberly Finley for the 1988 conviction of Unlawful Use of a Controlled Substance - Schedule II in Arapahoe County;
9. Robbie Finley for the 1983 conviction of 2nd Degree Burglary in Boulder County and the 1988 conviction of Controlled Substance- Possession Schedule III in Arapahoe County;
10. Robert Glenister for the 2003 conviction of Theft - $500-$15,000 in Lake County, the 2004 convictions of Fraud by Check - Less Than $100 and Fraud by Check - $50-$200 in Routt County, and the 2005 conviction of Forgery - Check/Commercial Instrument in Otero County;
11. Valencia Green for the 2006 convictions of Theft - $500 - $15,000 and Criminal Impersonation - Gain a Benefit in Arapahoe County;
12. Michael Hartnett for the 2000 conviction of Controlled Substance - Possession Schedule II in Logan County;

13. Gunnison Hunt for the 2008 conviction of Forgery - Check/Commercial Instrument in Mesa County;
14. Jonathan Hunt for the 2006 convictions of Controlled Substance - Possession of Schedule II - 1 Gram/Less and Criminal Mischief - $100 - $500 in Morgan County;
15. Edward Nestor II for the 1989 conviction of 1st Degree Introduce Contraband in Fremont County and the 1992 conviction of Theft in Morgan County;
16. Michael Robinson for the 2005 conviction of Marijuana - Cultivation in Larimer County;
17. Andrea Smith for the 2011 conviction of Felony Menacing - Real/Simulated Weapon in El Paso County;
18. Traci Smith for the 2006 conviction of Marijuana - Possession/Use in Detention Facility in Broomfield County;
19. Rebbecca Soper for the 1990 conviction of Controlled Substance - Possession in Larimer County;
20. Alma Vidauri for the 2017 convictions of Theft - $20,000 - $100,000 and Forgery-Check/Commercial Instrument (three counts) in Garfield County; and
21. Craig Worth Jr. for the 2012 conviction of Driving with Revoked License - Aggravated in Alamosa County.

The following people were granted sentence commutations:

1. David Carillo was granted parole effective January 31, 2024, for the 1994 convictions of 1st Degree Murder, 1st Degree Murder-Criminal Conspiracy, and Contributing to the Delinquency of a Minor in Pueblo County;
2. Bradley Erickson was given a new parole eligibility date of January 15, 2025, for the 2013 convictions of Theft/Receiving- Fencing-Over $1,000 and Second Degree Burglary-of Dwelling in Douglas County;
3. Paul Freeman was granted parole effective January 15, 2025, for the 2007 convictions of Aggravated Robbery- Possess Real/Simulated Weapon and 2nd Degree Assault- Cause Injury - W/ Deadly Weapon in Denver County;
4. David Heckman was given a new parole eligibility date of January 15, 2028, for the 2008 convictions of 2nd Degree Burglary (seventeen counts), Theft/Series-Over $15,000, 1st Degree Aggravated Motor Vehicle Theft- Under $15,000 (four counts), 2nd Degree Aggravated Motor Vehicle Theft- Over $15,000, 1st Degree Trespass-Auto-W/Intent to Commit Crime; 2nd Degree Aggravated Motor Vehicle Theft- $500-$15,000, 1st Degree Trespass; 1st Degree Aggravated Motor Vehicle Theft- $30,000 or Less, and Theft/Receiving- $500-$15,000 (three counts) in Jefferson County;
5. Gordon Johnston was granted parole effective January 15, 2026, for the 2012 convictions of Controlled Substance-Distribute Schedule I, Controlled Substance-Distribute Schedule I- 25-450 Grams, and Controlled Substance-Conspiracy- Schedule I in Arapahoe County;
6. Samuel Martinez III was given a new parole eligibility date of January 15, 2027, for the 2009 conviction of Aggravated Robbery-Possess Real/Simulated Weapon in Jefferson County; and
7. Edgar Reed was given a new mandatory release date of September 27, 2032, for the 2004 convictions of Aggravated Robbery- Intent Kill/Maim/Wound W/Weapon (three counts), Theft- $15,000 or More; Menacing Felony-Real/Simulated Weapon (three counts), and Aggravated Robbery- Confederate Menace W/Weapon- CSP in El Paso County.

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

Sincerely,
(signed)
Jared Polis
Governor

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Thursday, January 18, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

9th Legislative Day Thursday, January 18, 2024

Prayer — By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.

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

Roll Call — Present--34
Excused--1, Mullica

Quorum — The President announced a quorum present.

Pledge — By Senator Kirkmeyer.

Approval of the Journal — On motion of Senator Hinrichsen, the Journal of Wednesday, January 17, 2024 was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-051, 052, 053, 054, 055, 056, 057, 058, and 059; SJR24-003 and 004.
**Correctly Revised:** HJR24-1003 and 1004.

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## CONSIDERATION OF RESOLUTIONS

**SJR24-003** by Senator(s) Gonzales and Winter F., Bridges, Buckner, Coleman, Cutter, Danielson, Fenberg, Fields, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Roberts, Rodriguez, Sullivan, Zenzinger; also Representative(s) Froelich and Garcia, Amabile, Bacon, Bird, Boesenecker, Brown, Clifford, deGruy Kennedy, Daugherty, Duran, English, Hamrick, Hernandez, Herod, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Lukens, Mabrey, Martinez, Mauro, McCluskie, McCormick, McLachlan, Ortiz, Parenti, Ricks, Rutinel, Sirota, Snyder, Story, Titone, Valdez, Velasco, Vigil, Weissman, Willford, Woodrow, Young--Concerning the designation of January 22 as "Roe v. Wade Anniversary Day".

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

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | E | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | N | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

Co-sponsor(s) added: Exum.

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HJR24-1001, HJR24-1002, HJR24-1003, HJR24-1004.**

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Friday, January 19, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

10th Legislative Day — Friday, January 19, 2024

Prayer — By Senator Exum.

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

Roll Call — Present--32
Excused--3, Buckner, Ginal, Winter

Quorum — The President announced a quorum present.

Pledge — By Senator Kirkmeyer.

Approval of the Journal — On motion of Senator Hinrichsen, the Journal of Thursday, January 18, 2024 was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SJR24-003.

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## COMMITTEE OF REFERENCE REPORTS

Finance — After consideration on the merits, the Committee recommends that **HB24-1084** be referred to the Committee of the Whole with favorable recommendation.

Agriculture & Natural Resources — After consideration on the merits, the Committee recommends that **SB24-026** 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 9 through 12 and substitute "TO DIRECTLY ENGAGE PEOPLE IN THE GEOGRAPHIC AREA THAT THE MEMBER REPRESENTS; EXCEPT THAT EACH OF THE MEMBERS APPOINTED TO REPRESENT THE PUBLIC AT LARGE SHALL PARTICIPATE IN AT LEAST".

Page 2, line 14, strike "DIVIDE." and substitute "DIVIDE, UNLESS THE MEETING IS VIRTUAL.".

Page 4, line 1, strike "DIVIDE." and substitute "DIVIDE, UNLESS THE MEETING IS VIRTUAL.".

Page 4, line 23, strike "REPRESENTS." and substitute "REPRESENTS, UNLESS THE MEETING IS VIRTUAL.".

Strike "HOLD" and substitute "PARTICIPATE IN" on: **Page 2**, line 8; **Page 3**, lines 9, 23, and 26; **Page 4**, lines 14 and 22; and **Page 5**, line 14.

Strike "PUBLIC, IN-PERSON" and substitute "PUBLIC" on: **Page 2**, line 8; **Page 3**, line 24; and **Page 4**, line 22.

Strike "HOLDING" and substitute "PARTICIPATING IN" on: **Page 3**, line 17; and **Page 4**, lines 3 and 25.

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB24-043** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, after line 2 insert:

"(5) IN ACCORDANCE WITH SECTION 25-5.5-117 (3)(b), AN AUTHORIZED AGENT OF THE DEPARTMENT MAY REQUEST FROM THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT ACCESS TO THE REGISTRATION INFORMATION OBTAINED PURSUANT TO SECTION 25-5.5-117 (2).".

Page 5, strike line 15 and substitute:

"**35-62-104. Inspections - commissioner to enforce - penalties.** (1) (a) THE COMMISSIONER IS RESPONSIBLE FOR ENFORCING THIS ARTICLE 62. THE COMMISSIONER OR THE COMMISSIONER'S DESIGNEE SHALL BE GRANTED ACCESS DURING REGULAR BUSINESS HOURS TO BUSINESS PREMISES, FACILITIES, VEHICLES, AND RECORDS PERTINENT TO ACTIVITIES REGULATED UNDER THIS ARTICLE 62.

(b) IF THE COMMISSIONER DETERMINES THAT THIS ARTICLE 62 OR THE RULES THAT THE COMMISSIONER ADOPTS PURSUANT TO THIS ARTICLE 62 ARE BEING VIOLATED, THE COMMISSIONER OR THE COMMISSIONER'S DESIGNEE MAY CAUSE "STOP SALE NOTICES" TO BE PLACED ON ALL RAW MILK BEING SOLD OR OFFERED FOR SALE IN VIOLATION OF THIS ARTICLE 62 OR OF THE RULES. A PERSON SHALL NOT SELL OR OTHERWISE DISPOSE OF ANY RAW MILK FOR WHICH A "STOP SALE NOTICE" HAS BEEN ISSUED UNTIL THE COMMISSIONER OR THE COMMISSIONER'S DESIGNEE CANCELS THE "STOP SALE NOTICE".

(c) (I) IF AN AUTHORIZED PERSON FROM THE DEPARTMENT REQUESTS TO INSPECT A PRODUCER'S RAW MILK, IT IS UNLAWFUL FOR THE PRODUCER OR THE PRODUCER'S EMPLOYEE OR AGENT TO REFUSE TO SUBMIT THE RAW MILK FOR INSPECTION OR TO REFUSE TO STOP A VEHICLE FROM TRANSPORTING THE RAW MILK.

(II) ANY AUTHORIZED AGENT OF THE DEPARTMENT MAY, WHILE ENFORCING THIS ARTICLE 62, SEIZE AND HOLD AS EVIDENCE ANY CONTAINER OF RAW MILK RECEIVED, PACKED, STORED, DELIVERED FOR SHIPMENT, LOADED, OR IN TRANSIT IN VIOLATION OF THIS ARTICLE 62.

(2) THE".

Renumber succeeding subsection accordingly.

Page 6, line 3, strike "ONE THOUSAND" and substitute "FIVE HUNDRED".

Page 6, line 8, after "(3)" insert "(a)".

Page 6, after line 16 insert:

"(b) UPON REQUEST OF AN AUTHORIZED AGENT OF THE DEPARTMENT OF AGRICULTURE, THE DEPARTMENT SHALL PROVIDE THE AUTHORIZED AGENT WITH ACCESS TO REGISTRATION INFORMATION OBTAINED PURSUANT TO SUBSECTION (2) OF THIS SECTION, INCLUDING THE NAMES, LOCATIONS, AND CONTACT INFORMATION OF FARMERS, FARMS, AND DAIRIES REGISTERED.".

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-060** by Senator(s) Kirkmeyer and Ginal, Michaelson Jenet, Rich, Zenzinger; also Representative(s) Hartsook and Duran, Bradfield, Jodeh--Concerning exempting certain drugs from the purview of the Colorado prescription drug affordability review board.
State, Veterans, & Military Affairs

**SB24-061** by Senator(s) Rodriguez; --Concerning the creation of a Colorado drug donation program.
Health & Human Services

**SB24-062** by Senator(s) Gardner; --Concerning prohibiting collection of attorney fees based on interest on judgments.
Judiciary

**SB24-063** by Senator(s) Rich and Coleman; also Representative(s) Taggart--Concerning the confidentiality of discussions in a peer support setting.
Judiciary

**SB24-064** by Senator(s) Mullica; also Representative(s) Bird--Concerning requiring the judicial department to make residential eviction-related information available to the public.
Judiciary

**SB24-065** by Senator(s) Hansen and Fields; also Representative(s) Froelich and Ortiz--Concerning the use of mobile electronic devices when driving a motor vehicle.
Transportation & Energy

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SJR24-002.

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Senate in recess. Senate reconvened.

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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:

August 11, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
ORPHANED WELLS MITIGATION ENTERPRISE BOARD

effective September 2, 2023 for a term expiring September 1, 2026:

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

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Transportation & Energy

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November 3, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY BOARD OF COMMISSIONERS

for terms expiring November 1, 2027:

Deb Suniga of Greeley, Colorado, to serve as a representative of the Second Agricultural District, and as a Democrat, reappointed;

Darius Allen of Alamosa, Colorado, to serve as a representative of the Third Agricultural District, agriculture, and as a Republican, reappointed;

Caleen Hale of Montrose, Colorado, to serve as a representative of the Fourth Agricultural District, and as an Unaffiliated, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/08/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

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August 11, 2023

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

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint, and submit to your consideration, the following, which rescinds Executive Order A 2023 203:

MEMBERS OF THE
COLORADO COMMISSION ON JUDICIAL DISCIPLINE

for terms expiring June 30, 2027:

Gina Lopez of Towaoc, Colorado, to serve as a non-attorney, appointed;

Marisa Pacheco of Pueblo, Colorado, to serve as a non-attorney, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Judiciary

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September 8, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION BOARD OF DIRECTORS

for terms expiring September 1, 2027:

Jason Mantas of Timnath, Colorado, to serve as a full-time paid firefighter, reappointed;

Tammy Hitchens of Westminster, Colorado, to represent Colorado municipal employers, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/11/23
Ryan Breitweiser, Journal Clerk

Committee on State, Veterans, & Military Affairs

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June 23, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
BOARD OF THE GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2027:

Leticia Martinez of Denver, Colorado to serve as a representative of the First Congressional District, reappointed;

John Montepare of Breckenridge, Colorado to serve as a representative of the Second Congressional District, reappointed;

Pamela Denahy of La Junta, Colorado to serve as a representative of the Third Congressional District, reappointed;

Mina Liebert of Colorado Springs, Colorado to serve as a representative of the Fifth Congressional District, reappointed;

Morris Jay Siegel of Boulder, Colorado to serve as a representative of the Second Congressional District, reappointed;

Jahi Simbai of Wheat Ridge, Colorado to serve as a representative of the Seventh Congressional District, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

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August 25, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
TRANSPORTATION COMMISSION

for terms expiring July 1, 2027:

Shelley Cook of Arvada, Colorado, to serve as a commissioner from the Second Transportation District, appointed;

James Kelly of Fort Collins, Colorado, to serve as a commissioner from the Fifth Transportation District, appointed;

Rick Ridder of Oak Creek, Colorado, to serve as a commissioner from the Sixth Transportation District, appointed;

Barbara Bowman of Grand Junction, Colorado, to serve as a commissioner from the Seventh Transportation District, appointed;

Hannah Parsons of Colorado Springs, Colorado, to serve as a commissioner from the Ninth Transportation District, appointed;

Megan Vasquez of Elizabeth, Colorado, to serve as a commissioner from the Eleventh Transportation District, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Transportation & Energy

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July 17, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2027:

Jess Beaulieu of Denver, Colorado to serve as a representative of outdoor recreation and parks utilization, appointed;

John (Jack) Murphy of Aurora, Colorado to serve as a representative of outdoor recreation and parks utilization, appointed;

Gary Skiba of Durango, Colorado to serve as a representative of sportspersons and a member West of the Continental Divide, appointed.

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Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

---

July 7, 2023

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

Ladies and Gentlemen:

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

CHIEF MEDICAL OFFICER

for a term expiring at the pleasure of the Governor:

Bruce “Ned” Calonge, MD, MPH, of Greenwood Village, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

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May 19, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

effective July 2, 2023 for terms expiring July 1, 2027:

Eric Jamal Tucker of Colorado Springs, Colorado, to serve as a representative of the Fifth Congressional District, reappointed;

Lisandra Gonzales of Thornton, Colorado, to serve as a representative of the Eighth Congressional District, reappointed;

Paul Berrick Abramson Jr. of Lakewood, Colorado, to serve as a representative of the Seventh Congressional District, reappointed;

Sarah Hughes of Edwards, Colorado, to serve as a representative of the Second Congressional District, reappointed;

Josh Scott of Denver, Colorado, to serve as a representative of the First Congressional District, reappointed;

Ana Temu Otting of Broomfield, Colorado, to serve as a representative of the Seventh Congressional District, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Education

---

June 2, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
MEDICAL SERVICES BOARD

effective July 2, 2023 for a term expiring July 1, 2027:

James McLaughlin of Colorado Springs, Colorado, to serve as a resident of the Fifth Congressional District and a Republican, with knowledge of medical assistance programs, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

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September 1, 2023

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

Ladies and Gentlemen:

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

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

for a term expiring June 30, 2027:

Indira Duggirala of Highlands Ranch, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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June 30, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
FINANCIAL SERVICES BOARD

effective July 2, 2023 for terms expiring July 1, 2027:

Shane Silvernale of Lakewood, Colorado, to serve as an executive officer of a state credit union, reappointed;

Tracie Wilcox of Arvada, Colorado, to serve as an executive officer of a state credit union, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

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May 12, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD

effective July 2, 2023 for terms expiring July 1, 2027:

Christine Smith of Lakewood, Colorado, to serve as a representative of a private occupational school, appointed;

JoAnn Stevens of Parker, Colorado, to serve as a representative of a private occupational school, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Education

---

June 30, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO BRAIN INJURY TRUST FUND BOARD

effective July 1, 2023 for terms expiring June 30, 2026:

Renee Charlifue-Smith of Centennial, Colorado, reappointed;

Daniel Lindberg of Denver, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

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December 1, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
SOLID AND HAZARDOUS WASTE COMMISSION

for terms expiring August 1, 2026:

James Spaanstra of Dillon, Colorado, to serve as a representative of a regulated community, appointed;

Mark Keyes of Severance, Colorado, to serve as a representative of a regulated community, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/08/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

---

June 16, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
STATE BOARD OF STOCK INSPECTION COMMISSIONERS

for terms expiring May 1, 2027:

Natalie Rogers of Yuma, Colorado, to serve as a representative of the confinement cattle industry, appointed;

Steven Wooten of Kim, Colorado, to serve as a representative of the non-confinement cattle industry, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

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October 13, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
MINED LAND RECLAMATION BOARD

for terms expiring March 1, 2027:

William Baker of Colorado Springs, Colorado, to serve as a member with experience in agriculture, appointed;

Karn Stiegelmeier of Silverthorne, Colorado, to serve as a member with experience in conservation, appointed;

Eleanor Irene Wareham-Morris of Breckenridge, Colorado, to serve as a member with substantial experience in the mining industry, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/08/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

---

August 18, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for terms expiring June 1, 2027:

Daniel Pirrallo of Steamboat Springs, Colorado, to serve as a representative of the hotel, motel, and lodging industry and as a representative of a small town, appointed;

Amber Blake of Durango, Colorado, to serve as a representative of a tourism-related transportation industry, appointed;

Dana Rodriguez of Westminster, Colorado, to serve as a representative of the food, beverage, and restaurant industry, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

---

August 18, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
HIGHER EDUCATION COMPETITIVE RESEARCH AUTHORITY BOARD OF DIRECTORS

for a term expiring August 21, 2027:

Angela Paccione, PhD of Denver, Colorado to serve as the Governor's appointee, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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May 26, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO LOTTERY COMMISSION

effective July 2, 2023 for terms expiring July 1, 2027:

William John Clayton of Littleton, Colorado to serve as a representative of law enforcement and an Unaffiliated, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

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September 8, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO BANKING BOARD

for a term expiring July 1, 2025:

Kimberly Gardner of Centennial, Colorado, to serve as an executive officer of a trust company, occasioned by the resignation of Laura Gene Miller of Littleton, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

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July 28, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO BANKING BOARD

for a term expiring July 1, 2027:

Siddharth Kotwal of Highlands Ranch, Colorado, to serve as a member of the public, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

---

May 19, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO BANKING BOARD

effective July 2, 2023 for terms expiring July 1, 2027:

Glen Jammaron of Glenwood Springs, Colorado, to serve as a representative of bankers, and as a representative who resides west of the continental divide, reappointed;

Sarah J. Auchterlonie of Denver, Colorado, to serve as a representative of the public, reappointed;

Lora Rose of Falcon, Colorado, to serve as a representative of bankers, and as a representative of a bank having less than one hundred fifty million dollars in total assets, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

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September 25, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for a term expiring December 31, 2025:

Yolanda Ortega of Westminster, Colorado, to serve as an Democrat and member from the Eighth Congressional District, occasioned by the resignation of Melanie Kruger of Thornton, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/08/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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June 23, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
ADVISORY COMMITTEE ON GOVERNMENTAL ACCOUNTING

for a term expiring May 18, 2027:

Janeen Hathcock of Castle Rock, Colorado, to serve as a certified public accountant, occasioned by the resignation of Matthew Marino of Golden, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

---

May 19, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
ADVISORY COMMITTEE ON
GOVERNMENTAL ACCOUNTING

for terms expiring May 18, 2027:

Carrie Bartow of Colorado Springs, Colorado, to serve as a representative of special service districts, reappointed;

Brenda Richey of Boulder, Colorado, to serve as a representative of city and county governments, reappointed;

Matthew Marino of Golden, Colorado, to serve as a certified public accountant, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

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July 7, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO RACING COMMISSION

for a term expiring July 1, 2027:

Dr. Kjersten Davis, DVM, of Montrose, Colorado, an Unaffiliated from the Third Congressional District, to serve as a veterinarian, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

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August 24, 2023

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

Ladies and Gentlemen:

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

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

for a term expiring July 1, 2026:

George Welsh of Canon City, Colorado, occasioned by the resignation of Steven Lindauer of Castle Rock, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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June 16, 2023

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

Ladies and Gentlemen:

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

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

for a term expiring July 1, 2026:

Pete Lee of Colorado Springs, Colorado, occasioned by the resignation of Allan Ward of Poncha Springs, Colorado, appointed;

effective July 2, 2023 for a term expiring July 1, 2027:

Michael Stone of Boulder, Colorado, to serve as a representative of the blind community, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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July 21, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO LIMITED GAMING CONTROL COMMISSION

for terms expiring July 1, 2027:

John Tipton, JD, of Aurora, Colorado to serve as a member of the Sixth Congressional District and as an attorney with experience in regulatory law, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

---

July 21, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2027:

Samuel Taussig of Denver, Colorado, to serve as a representative of the private sector, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

---

July 21, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
SECURITIES BOARD

for terms expiring July 1, 2026:

Elizabeth Karpinski Vonne of Lakewood, 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, reappointed;

Gary DeWaal of Estes Park, Colorado, to serve as a member of the public at large, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor & Technology

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July 28, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for terms expiring December 31, 2026:

Charles Brad Rupert of Arvada, Colorado, to serve as an Unaffiliated and member from the Seventh Congressional District, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Education

---

October 13, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for a term expiring December 31, 2024:

Steven Trujillo of Pueblo, Colorado, to serve as a Democrat and member from the Third Congressional District, occasioned by the resignation of Garrison Ortiz of Pueblo, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/08/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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June 16, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
STATE PERSONNEL BOARD

effective July 1, 2023 for terms expiring June 30, 2026:

Kimberly Dempster of Denver, Colorado, reappointed;

F. Robert Lee of Littleton, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on State, Veterans, & Military Affairs

---

July 21, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for terms expiring July 1, 2027:

Patricia Hammon of Eagle, Colorado, to serve as a veteran, a designee of the State Board of Veterans' Affairs, and a Democrat, appointed;

John Freeburg of Rye, Colorado, to serve as a veteran and a Republican, appointed;

Leah McMahon of Denver, Colorado, to serve as the state long-term care ombudsman and a Democrat, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on State, Veterans, & Military Affairs

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October 27, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO CHANNEL AUTHORITY BOARD OF DIRECTORS

for terms expiring October 6, 2027:

Bart Miller of Centennial, Colorado to serve as a representative who has experience in the business operations of broadcast journalism, reappointed;

Megan Jurgemeyer of Denver, Colorado to serve as a representative who has experience in the business operations of broadcast journalism, reappointed;

Jessica Bralish of Arvada, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/08/23
Ryan Breitweiser, Journal Clerk

Committee on State, Veterans, & Military Affairs

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May 5, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLLEGEINVEST BOARD OF DIRECTORS

effective August 1, 2023 for terms expiring July 31, 2027:

Martha "Marti" Awad of Denver, Colorado, reappointed;

Allen Padilla of Windsor, Colorado, appointed;

David Chiavacci of Highlands Ranch, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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June 30, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
COAL MINE BOARD OF EXAMINERS

for a term beginning July 2, 2023 expiring July 1, 2027:

Hugh "Vince" Cowan of Paonia, Colorado to serve as a coal mine owner, operator, manager or other mine official actively engaged in underground mining, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

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June 30, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO ENERGY RESEARCH AUTHORITY

effective July 2, 2023 for terms expiring July 1, 2027:

William Toor of Boulder, Colorado, reappointed;

Mark Sirangelo of Lafayette, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Transportation and Energy

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October 13 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2027:

Mark Roellig of Vail, Colorado, to serve as a member with experience in management and operation of insurance companies not competing with Pinnacol, occasioned by the resignation of Howard Carver of Silverthorne, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/08/23
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

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August 18, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2026:

Robin Singer of Englewood, Colorado, to serve as a representative of the Department of Education, occasioned by the resignation of Rachael Victoria Lovendahl of Fort Collins, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Judiciary

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July 7, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO HEALTHCARE AFFORDABILITY AND SUSTAINABILITY ENTERPRISE

for terms expiring May 15, 2025:

Mannat Singh of Denver, Colorado, to serve as a representative of healthcare consumers, occasioned by the resignation of Allison Neswood of Denver, Colorado, appointed;

George Lyford of Boulder, Colorado, to serve as a representative of business that purchases or otherwise provides health insurance for its employees, occasioned by the resignation of Heather Lafferty of Denver, Colorado, appointed;

for terms expiring May 15, 2026:

Scott Lindblom of Thornton, Colorado, to serve as an employee of the Department of Health Care Policy and Financing, reappointed;

Jeremy Springston of Highlands Ranch, Colorado, to serve as an employee of a hospital, reappointed;

Jason Amrich of Gunnison, Colorado, to serve as an employee of a rural hospital, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

---

December 1, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO HEALTHCARE AFFORDABILITY AND SUSTAINABILITY ENTERPRISE

for a term expiring May 15, 2026:

Patrick Gordon of Denver, Colorado, to represent a health insurance provider, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/08/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

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July 7, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
STATE BOARD OF PAROLE

for terms expiring June 30, 2026:

Dr. Davis Talley of Aurora, Colorado, to serve as a citizen member, reappointed;

Dr. LaKisha Sharp of Pasadena, California, to serve as a citizen member, appointed;

Greg Saiz of Wheat Ridge, Colorado, to serve as a member with experience in parole or probation, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Judiciary

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September 8, 2023

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

Ladies and Gentlemen:

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

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

for terms expiring August 1, 2027:

Ramona Martinez of Denver, Colorado, reappointed;

Andrew Feinstein of Denver, Colorado, reappointed;

Eric Hiraga of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

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August 25, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for terms expiring August 24, 2027:

Joseph Redmond of Hayden, Colorado, reappointed;

Trisha Stiles of Aurora, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Transportation & Energy

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December 5, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
PUBLIC UTILITIES COMMISSION

effective January 14, 2024 for a term expiring January 8, 2028:

Megan Gilman of Edwards, Colorado, a Democrat, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/08/23
Ryan Breitweiser, Journal Clerk

Committee on Transportation & Energy

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September 18, 2023

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

Ladies and Gentlemen:

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

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF REVENUE

for a term expiring at the pleasure of the Governor:

Heidi Humphreys of Evergreen, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/11/23
Cindi Markwell, Secretary of the Senate

Committee on Finance

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June 23, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

effective July 2, 2023 for terms expiring July 1, 2026:

Damion LeeNatali of Denver, Colorado, to serve as a member with board or public service experience, appointed;

Maribel Obreque of Glenwood Springs, Colorado, to serve as a member with board or public service experience, reappointed;

Nicholas Martinez of Denver, Colorado, to serve as a member with financial management experience, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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September 8, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
GROUND WATER COMMISSION

for a term expiring May 1, 2027:

Todd Denning of Keenesburg, Colorado, to serve as a representative of the Lost Creek Designated Ground Water Basin and resident agriculturist, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

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December 21, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
BOARD OF TRUSTEES FOR
WESTERN STATE COLORADO UNIVERSITY

effective January 1, 2024 for terms expiring December 31, 2027:

Millie Hamner of Dillon, Colorado, reappointed;

Kristin Blessman of Denver, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/08/24
Ryan Breitweiser, Journal Clerk

Committee on Education

---

December 21, 2023

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

Ladies and Gentlemen:

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

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

effective January 1, 2024 for terms expiring December 31, 2027:

Maia A. Babbs of Golden, Colorado, reappointed;

Shashwata Prateek Dutta of Denver, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/08/24
Ryan Breitweiser, Journal Clerk

Committee on Education

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July 31, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
NATURAL MEDICINE ADVISORY BOARD

for a term expiring January 31, 2027:

Stacie Loucks of Denver, Colorado to serve as a representative of permitted organization criteria, occasioned by the resignation of Katina Banks, JD, of Denver, Colorado appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

---

December 21, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

effective January 1, 2024 for a term expiring December 31, 2027:

Anne Trujillo of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/2/24
Ryan Breitweiser, Journal Clerk

Committee on Education

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December 21, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective January 1, 2024 for terms expiring December 31, 2027:

Ron Davis of Edwards, Colorado, reappointed;

Charles Dukes of Commerce City, Colorado, reappointed;

Dominick Moreno of Commerce City, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/04/24
Ryan Breitweiser, Journal Clerk

Committee on Education

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December 21, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

effective January 1, 2024 for terms expiring December 31, 2027:

Tatiana Hernandez of Longmont, Colorado, appointed;

Catherine Shull of Fort Morgan, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/04/24
Ryan Breitweiser, Journal Clerk

Committee on Education

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December 21, 2023

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

Ladies and Gentlemen:

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

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

effective January 1, 2024 for a term expiring December 31, 2027:

Michael Coors of Evergreen, Colorado, to serve as an alumnus of the school, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/8/24
Ryan Breitweiser, Journal Clerk

Committee on Education

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December 21, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE

effective January 1, 2024 for terms expiring December 31, 2027:

Meredith Mapel of Durango, Colorado, to serve as a Republican, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/08/24
Ryan Breitweiser, Journal Clerk

Committee on Education

---

December 21, 2023

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

Ladies and Gentlemen:

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

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

effective January 1, 2024 for terms expiring December 31, 2027:

Nathaniel Easley Jr. of Denver, Colorado, reappointed;

Polly Barragan Baca of Denver, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/08/24
Ryan Breitweiser, Journal Clerk

Committee on Education

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May 12, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
STATE BOARD OF LAND COMMISSIONERS

effective July 1, 2023 for terms expiring June 30, 2027:

Josephine W. Heath of Boulder, Colorado, to serve as a representative of public primary or secondary education, and as a Democrat, reappointed;

Christie Marie Scanlan of Keystone, Colorado, to serve as a representative of local government and land use planning, and as a Democrat, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

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June 2, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
HEALTH INSURANCE AFFORDABILITY ENTERPRISE BOARD

for a term expiring September 24, 2024:

Saskia Young of Westminster, Colorado, a representative of a statewide association of health benefit plans, occasioned by the resignation of Amanda Massey of Centennial, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

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September 29, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
PRESCRIPTION DRUG AFFORDABILITY REVIEW BOARD

for terms expiring September 27, 2026:

Catherine Harsbarger of Holyoke, Colorado, reappointed;

Amarylis "Amy" Gutierrez, PharmD of Aurora, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/08/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

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December 8, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2027:

Steven Eric Vandiver of Alamosa, Colorado, to serve as a representative from the Rio Grande drainage basin, and as a representative with experience in the engineering aspects of water projects, reappointed;

Michael Fabbre of Crested Butte, Colorado, to serve as a representative from the Gunnison- Uncompahgre drainage basin, and as a representative with experience in water project financing, reappointed;

Matthew Shuler of Walden, Colorado, to serve as a representative from the North Platte drainage basin, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/08/24
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resource

---

September 8, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
STATE HISTORICAL SOCIETY BOARD OF DIRECTORS

for terms expiring July 1, 2026:

Penfield Tate III of Denver, Colorado, reappointed;

Kate Siegel Shimko of Lafayette, Colorado, appointed;

Kayla Garcia of Lakewood, Colorado, appointed;

Brad Clark of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on State, Veterans, & Military Affairs

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July 21, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
INSTITUTE OF CANNABIS RESEARCH GOVERNING BOARD

effective August 6, 2023 for terms expiring August 5, 2027:

Salvatore Pace of Pueblo, Colorado, to serve as a representative of the cannabis industry, reappointed;

John Harloe of Denver, Colorado, to serve as a representative of the cannabis industry, appointed;

L. Cinnamon Bidwell of Boulder, Colorado, to serve as a scientist from a relevant field, reappointed;

Melissa Reynolds of Fort Collins, Colorado, to serve as a scientist from a relevant field, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Education

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Monday, January 22, 2024.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

13th Legislative Day — Monday, January 22, 2024

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

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

Roll Call — Present--34
Excused--1, Pelton, R.

Quorum — The President announced a quorum present.

Pledge — By Senator Michaelson Jenet.

Approval of the Journal — On motion of Senator Will, the Journal of Friday, January 19, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-060, 061, 062, 063, 064, and 065.
**Correctly Enrolled:** SJR24-002.

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## MESSAGE FROM THE HOUSE

January 19, 2024
Mr. President:

The House has adopted and returns herewith SJR24-003.

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Senate in recess. Senate reconvened.

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## INTRODUCTION OF RESOLUTIONS

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

**SJR24-005** by Senator(s) Cutter; also Representative(s) McLachlan--Concerning national news literacy week.

Laid over until Thursday, January 25, 2024.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-066** by Senator(s) Sullivan; also Representative(s) Froelich–Concerning a requirement that certain businesses with relationships with firearms merchants use the appropriate merchant category code.
Business, Labor, & Technology

**SB24-067** by Senator(s) Jaquez Lewis; also Representative(s) Garcia and Rutinel–Concerning standards for facilities that use test subjects in health-related research.
Health & Human Services

**SB24-068** by Senator(s) Ginal; also Representative(s) Brown–Concerning end-of-life options for an individual with a terminal illness.
Health & Human Services

**SB24-069** by Senator(s) Kolker; –Concerning measures to clarify individualized education program information.
Education

**SB24-070** by Senator(s) Lundeen and Zenzinger; also Representative(s) McLachlan and Pugliese–Concerning allowing online education programs to offer remote state assessment testing to students who attend online education programs.
Education

**SB24-071** by Senator(s) Fenberg and Rich; also Representative(s) Amabile and Soper–Concerning including seasonal outdoor adventure day camp programs in the definition of children's resident camps.
Education

**SB24-072** by Senator(s) Gonzales; also Representative(s) Rutinel–Concerning provisions to ensure that confined eligible electors at a county jail or detention center may vote.
State, Veterans, & Military Affairs

**SB24-073** by Senator(s) Smallwood and Rodriguez; also Representative(s) Velasco–Concerning a change to the maximum number of employees that an employer may employ to qualify as a small employer for health-care insurance coverage.
Health & Human Services

**SB24-074** by Senator(s) Gardner; also Representative(s) Weissman–Concerning concurrent jurisdiction over United States military property.
Judiciary

**SB24-075** by Senator(s) Priola and Rodriguez; also Representative(s) Bacon–Concerning requirements for transportation network companies, and, in connection therewith, requiring transportation network companies to comply with transparency requirements and deactivation procedures.
Business, Labor, & Technology

**SB24-076** by Senator(s) Van Winkle and Gonzales; also Representative(s) Lindstedt–Concerning measures to address efficiency in the regulation of existing marijuana licensees.
Finance

**SB24-077** by Senator(s) Jaquez Lewis and Michaelson Jenet; also Representative(s) McCormick–Concerning prescription drug manufacturer requirements under the jurisdiction of the commissioner of insurance.
Health & Human Services

**SB24-078** by Senator(s) Marchman and Priola; also Representative(s) Joseph and McLachlan–Concerning including outdoor nature-based preschool programs as a type of child care center in the department of early childhood for licensing-related matters.
Education

**SB24-079** by Senator(s) Hinrichsen and Smallwood; also Representative(s) Mabrey–Concerning authorization for a two-wheeled motorcycle to overtake another motor vehicle in the same lane.
Transportation & Energy

**SB24-080** by Senator(s) Fields and Jaquez Lewis; also Representative(s) Young–Concerning health insurance carrier price transparency requirements.
Health & Human Services

**SB24-081** by Senator(s) Cutter; also Representative(s) Kipp and Rutinel–Concerning measures to increase protections from perfluoroalkyl and polyfluoroalkyl chemicals.
Business, Labor, & Technology

**SB24-082** by Senator(s) Liston, Ginal, Kirkmeyer, Michaelson Jenet, Rich, Roberts; also Representative(s) Weinberg, Brown, Hartsook, Herod–Concerning provider identification transparency in the delivery of health-care services.
Health & Human Services

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SJR24-003.

---

On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Tuesday, January 23, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

14th Legislative Day — Tuesday, January 23, 2024

Prayer — By Senator Buckner.

Call to Order — By the President *pro tem* at 9:00 a.m.

Roll Call — Present--32
Excused--3, Cutter, Jaquez Lewis, Fenberg
Present later--2, Cutter, Jaquez Lewis

Quorum — The President announced a quorum present.

Pledge — By Senator Michaelson Jenet.

Approval of the Journal — On motion of Senator Will, the Journal of Monday, January 22, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-066, 067, 068, 069, 070, 071, 072, 073, 074, 075, 076, 077, 078, 079, 080, 081, and 082; SJR24-005.
**Correctly Enrolled:** SJR24-003.

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## COMMITTEE OF REFERENCE REPORTS

Judiciary — After consideration on the merits, the Committee recommends that **SB24-029** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, line 24, strike "AND".

Page 3, strike line 27 and substitute "SAFETY;

(V) TWO MEMBERS FROM AN INSTITUTION OF HIGHER EDUCATION WITH EXPERTISE IN THE CRIMINAL LEGAL SYSTEM WHO HAVE CONDUCTED RELEVANT RESEARCH REGARDING THE EFFECTIVENESS OF THE CRIMINAL LEGAL SYSTEM, APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY; AND

(VI) TWO MEMBERS WHO ARE EACH A REPRESENTATIVE OF A COMMUNITY-BASED ORGANIZATION THAT WORKS FOR CRIMINAL LEGAL REFORM, APPOINTED BY THE PRESIDENT OF THE SENATE.".

Judiciary — After consideration on the merits, the Committee recommends that **SB24-027** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary — After consideration on the merits, the Committee recommends that **SB23-030** be referred to the Committee of the Whole with favorable recommendation.

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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.

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## 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:

**HB24-1084** by Representative(s) Willford and Young; also Senator(s) Kolker and Fields--Concerning the repeal and reenactment of the law enacted by House Bill 23B-1002 that increased the earned income tax credit for 2023, and, in connection therewith, making an appropriation.

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

---

At the order of the President *pro tem*, Senators Cutter and Jaquez Lewis were added to the current roll call.

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## 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 | 22 | NO | 12 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | E |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1084.

---

On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, January 24, 2024.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

15th Legislative Day — Wednesday, January 24, 2024

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

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

Roll Call — Present--33
Excused--2, Baisley, Smallwood
Present later--2, Baisley, Smallwood

Quorum — The President announced a quorum present.

Pledge — By Senator Michaelson Jenet.

Approval of the Journal — On motion of Senator Will, the Journal of Tuesday, January 23, 2024, was approved as corrected by the Secretary.

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At the order of the President, Senators Baisley and Smallwood were added to the current roll call.

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## SENATE SERVICES REPORT

**Correctly Revised:** HB24-1084.

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## THIRD READING OF BILLS -- FINAL PASSAGE

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

**HB24-1084** by Representative(s) Willford and Young; also Senator(s) Kolker and Fields--Concerning the repeal and reenactment of the law enacted by House Bill 23B-1002 that increased the earned income tax credit for 2023, and, in connection therewith, making an appropriation.

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

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Gonzales, Hansen, Jaquez Lewis, Marchman, Michaelson Jenet, Mullica, Priola, Rodriguez, Sullivan, and Winter F.

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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:

**SB24-083** by Senator(s) Smallwood and Coleman; also Representative(s) Luck--Concerning the emergency possession of certain relinquished children in newborn safety devices.
Health & Human Services

**SB24-084** by Senator(s) Cutter; also Representative(s) Garcia--Concerning a requirement that the attorney general undertake certain measures in an effort to prevent the proliferation of misinformation and disinformation, and, in connection therewith, making an appropriation.
Judiciary

**SB24-085** by Senator(s) Priola and Buckner; also Representative(s) Parenti and Weinberg--Concerning a rebate of the state sales and use tax paid on new digital infrastructure assets purchased in connection with an eligible data center.
Business, Labor, & Technology

**SB24-086** by Senator(s) Rich and Michaelson Jenet, Buckner, Cutter, Will, Winter F.; also Representative(s) Bird and Weinberg--Concerning the breast and cervical cancer prevention and treatment fund.
Finance

**SB24-087** by Senator(s) Mullica; also Representative(s) Daugherty--Concerning the provision of a facility-provided topical medication to a patient for the continuity of the patient's treatment after a surgical procedure.
Health & Human Services

**SB24-088** by Senator(s) Lundeen and Coleman; --Concerning reporting additional information related to the entity that authorizes charter schools in the annual charter school report.
Education

**SB24-089** by Senator(s) Rodriguez; --Concerning the Colorado firefighter heart, cancer, and behavioral health benefits trust.
Local Government & Housing

**SB24-090** by Senator(s) Will and Bridges; also Representative(s) Bird and Evans, Soper--Concerning possession of identifying information while driving, and, in connection therewith, increasing the penalty for a driver who refuses to provide to a peace officer identifying information that is in the driver's possession.
Judiciary

**SB24-091** by Senator(s) Pelton B. and Mullica; also Representative(s) Martinez and Catlin--Concerning the creation of an additional process by which entities may gain access to public rights-of-way for the deployment of broadband.
Transportation & Energy

**SB24-092** by Senator(s) Pelton B.; also Representative(s) Pugliese--Concerning cost effective energy codes.
Local Government & Housing

**SB24-093** by Senator(s) Michaelson Jenet; --Concerning the continuity of health-care benefits during the transition to a new health benefit plan when the enrollees's health-care provider does not have a contract with the new health insurance carrier.
Health & Human Services

**SB24-094** by Senator(s) Gonzales and Exum; also Representative(s) Lindsay and Froelich--Concerning safe housing for residential tenants, and, in connection therewith, establishing and clarifying procedures regarding a tenant's claim of breach of the warranty of habitability.
Local Government & Housing

**SB24-095** by Senator(s) Kirkmeyer; --Concerning measures to address ozone levels in areas that do not meet federal ozone national ambient air quality standards.
Transportation & Energy

**SB24-096** by Senator(s) Van Winkle; also Representative(s) Soper--Concerning the use of fenced perimeter security alarm systems.
Local Government & Housing

**SB24-097** by Senator(s) Simpson; also Representative(s) Martinez, Velasco--Concerning the distraint sale of a mobile home to collect delinquent property taxes, and, in connection therewith, modifying the provision for payment of any surplus proceeds to align with a federal supreme court decision and extending the redemption period for certain mobile home owners from one to two years.
Local Government & Housing

**SB24-098** by Senator(s) Baisley, Kirkmeyer, Lundeen, Pelton R., Will; also Representative(s) Weinberg--Concerning the creation of referendum power committees, and, in connection therewith, creating the referendum power committee of the house of representatives and the referendum power committee of the senate.
State, Veterans, & Military Affairs

**SB24-099** by Senator(s) Pelton R. and Marchman; also Representative(s) Winter T. and McLachlan--Concerning public employees' retirement association limitations on employment after retirement for a service retiree employed by a rural school.
Education

**SB24-100** by Senator(s) Roberts and Will, Rich; also Representative(s) Velasco and Taggart, Lukens, McCluskie, McLachlan, Soper, Story, Titone--Concerning commercial vehicle safety measures on Colorado highways.
Transportation & Energy

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On motion of Senator Marchman, the Senate adjourned until 9:00 a.m., Thursday, January 25, 2024.

Approved:

Robert Rodriguez
Senate Majority Leader

Attest:

Cindi L. Markwell
Secretary of the Senate

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

16th Legislative Day — Thursday, January 25, 2024

Prayer — By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.

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

Roll Call — Present--32
Excused--3, Cutter, Kolker, Liston
Present Later--1, Liston

Quorum — The President announced a quorum present.

Pledge — By Senator Michaelson Jenet.

Approval of the Journal — On motion of Senator Will, the Journal of Wednesday, January 24, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

Correctly Printed: SB24-083, 084, 085, 086, 087, 088, 089, 090, 091, 092, 093, 094, 095, 096, 097, 098, 099, and 100.
Correctly Rerevised: HB24-1084.

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## COMMITTEE OF REFERENCE REPORTS

Trans-portation & Energy — After consideration on the merits, the Committee recommends that **SB24-039** be postponed indefinitely.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB24-029 and SB24-030) of Thursday, January 25, was laid over until Friday, January 26, retaining its place on the calendar.

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

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Health & Human Services — After consideration on the merits, the Committee recommends that **SB24-001** 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 through 27 and substitute:

"(4.5) ON OR BEFORE JUNE 1 OF EACH YEAR, THE VENDOR DESCRIBED IN SUBSECTION (4) OF THIS SECTION SHALL DELIVER TO THE BHA ANY OF THE FOLLOWING, COLLECTED DURING THE PRIOR YEAR:

(a) INFORMATION ABOUT THE PROGRAM COLLECTED FROM SURVEYS OF YOUTH PARTICIPANTS, PARENTS, AND PROVIDERS; AND

(b) DATA FROM EVALUATIONS CONDUCTED BY THE VENDOR ABOUT THE EFFICACY OF THE PROGRAM, INCLUDING WHETHER THE PROGRAM IS SERVING THE MENTAL HEALTH NEEDS OF YOUTH PARTICIPANTS.".

Page 4, strike line 1.

Page 4, strike lines 23 through 27 and substitute: "REPORTED TO THE BHA BY THE VENDOR PURSUANT TO SUBSECTION (4.5) OF THIS SECTION.".

Page 5, strike lines 1 through 5.

Page 1, strike lines 102 and 103 and substitute "**SERVICES PROGRAM.**".

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## CONSIDERATION OF RESOLUTIONS

**SJR24-005** by Senator(s) Cutter; also Representative(s) McLachlan--Concerning national news literacy week.

Laid over until Thursday, May 9.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Friday, January 26, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

17th Legislative Day — Friday, January 26, 2024

Prayer — By Senator Cutter.

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

Roll Call — Present--31
Excused--4, Bridges, Buckner, Van Winkle, Winter
Present later--1, Winter

Quorum — The President announced a quorum present.

Pledge — By Senator Michaelson Jenet.

Approval of the Journal — On motion of Senator Will, the Journal of Thursday, January 25, 2024, was approved as corrected by the Secretary.

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## 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
FIRE AND POLICE PENSION ASSOCIATION BOARD OF DIRECTORS

for terms expiring September 1, 2027:

Jason Mantas of Timnath, Colorado, to serve as a full-time paid firefighter, reappointed;

Tammy Hitchens of Westminster, Colorado, to represent Colorado municipal employers, reappointed.

State, Veterans, & Military Affairs — After consideration on the merits, the Committee recommends that **SB24-004** 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.

Amend printed bill, page 4, line 6, strike "officer, OR OFFICERS AS THE BOARD DETERMINES NECESSARY," and substitute "officer".

Page 4, line 7, after "county" insert "~~and such~~".

Page 4, line 8, strike "BASIS. ~~and such~~" and substitute "BASIS. IF THE BOARD OF COUNTY COMMISSIONERS DETERMINES THAT ADDITIONAL COUNTY VETERANS SERVICE OFFICERS ARE NECESSARY, THE BOARD MAY AUTHORIZE THE APPOINTED COUNTY VETERANS SERVICE OFFICER TO HIRE ADDITIONAL COUNTY VETERANS SERVICE OFFICERS.".

Page 4, line 9, strike "appoint" and substitute "~~appoint~~ AUTHORIZE THE APPOINTED COUNTY VETERANS SERVICE OFFICER TO HIRE".

Page 4, line 17, strike "appoint" and substitute "~~appoint~~ AUTHORIZE THE APPOINTED COUNTY VETERANS SERVICE OFFICER TO HIRE".

Page 4, line 25, strike "officer" and substitute "officer, AUTHORIZING THE HIRING OF ADDITIONAL COUNTY VETERANS SERVICE OFFICERS,".

Page 4, line 26, before "STAFF" insert "AUTHORIZING THE HIRING OF".

Page 5, line 2, after "appointment" insert "OR AUTHORIZED HIRE".

Page 5, line 3, after "OR" insert "AUTHORIZED HIRE OF".

Page 5, line 14, strike "(1) ~~The~~ A" and substitute "(1) (a) ~~The~~ AN APPOINTED".

Page 5, line 22, strike "~~appointments~~ APPOINTMENT must" and substitute "~~appointments must~~ APPOINTMENT MAY".

Page 6, after line 3 insert:

"(b) NOTWITHSTANDING SUBSECTION (1)(a) OF THIS SECTION, A COUNTY VETERANS SERVICE OFFICER WHO IS AUTHORIZED TO BE HIRED BY THE APPOINTED COUNTY VETERANS SERVICE OFFICER IS NOT REQUIRED TO HAVE SERVED IN THE UNITED STATES ARMY, AIR FORCE, NAVY, MARINE CORPS, SPACE FORCE, OR COAST GUARD, OR ANY AUXILIARY BRANCH THEREOF, AND IS NOT REQUIRED TO HAVE BEEN HONORABLY DISCHARGED OR A DISCHARGED LGBT VETERAN, OR BE AN OFFICER RELEASED FROM ACTIVE DUTY WITH THE ARMED FORCES AND PLACED ON INACTIVE DUTY.".

Page 6, line 13, after "ELIGIBLE" insert "TO BE A COUNTY VETERANS SERVICE OFFICER AND".

Page 6, lines 16 and 17, strike "COUNTY VETERANS SERVICE OFFICER" and substitute "PERSON".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-040** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-007** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, line 1, strike "**definitions.**" and substitute "**- definitions - repeal.**".

Page 6, line 3, after "PROVIDERS," insert "LOCAL PUBLIC HEALTH AGENCIES,".

Page 9, strike lines 13 through 16 and substitute "BEHAVIORAL HEALTH FIRST AID TRAININGS FOCUSED ON YOUTH, TEENS, AND YOUNG ADULTS.".

Page 9, after line 22 insert:

"(8) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2033. BEFORE THE REPEAL, THIS SECTION IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104.".

Page 10, after line 18 insert:

"**SECTION 4.** In Colorado Revised Statutes, 24-34-104, **add** (34)(a)(IX) as follows:

**24-34-104. General assembly review of regulatory agencies and functions for repeal, continuation, or reestablishment - legislative declaration - repeal.** (34) (a) The following agencies, functions, or both, are scheduled for repeal on September 1, 2033:

(IX) THE BEHAVIORAL HEALTH FIRST AID TRAINING PROGRAM CREATED IN SECTION 25-1.5-113.5.".

Renumber succeeding section accordingly.

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SJR24-004** be referred to the Senate for final action.

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB24-009** 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 10 and 11 and substitute:

"(h) "SLASH" MEANS THE RESIDUE, INCLUDING LOGS, CHUNKS, BARK, BRANCHES, STUMPS, AND BROKEN UNDERSTORY TREES OR BRUSH, CREATED AS THE RESULT OF SILVICULTURAL OPERATIONS OR WILDFIRE RISK MITIGATION AS DEFINED IN SECTION 23-31-313 (3)(g).".

Page 3, strike line 1.

Page 3, line 9, strike "SLASH." and substitute "SLASH THROUGH METHODS OTHER THAN BURNING.".

Page 4, line 10, strike "ROADWAYS;" and substitute "ROADWAYS, EXCEPT THAT SUCH PROCEDURES MUST NOT AFFECT UTILITY RIGHTS-OF-WAY OR IN ANY WAY LIMIT THE RIGHTS OF A UTILITY WITH RESPECT TO A RIGHT-OF-WAY;".

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB24-028** 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 16 insert:

"(c) "UNIVERSITY" MEANS COLORADO STATE UNIVERSITY ESTABLISHED IN SECTION 23-31-101.".

Page 2, line 17, strike "BOARD SHALL CONDUCT OR CAUSE TO BE CONDUCTED" and substitute "UNIVERSITY SHALL CONDUCT".

Page 3, line 6, strike "BOARD" and substitute "UNIVERSITY".

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB24-031** be referred to the Committee of the Whole with favorable recommendation.

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB24-005** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, strike everything below the enacting clause and substitute:

"**SECTION 1.** In Colorado Revised Statutes, **add** article 99 to title 37 as follows:

**ARTICLE 99**
**Prohibition of Nonfunctional Turf,**
**Artificial Turf, and Invasive Plant Species**

**37-99-101. Legislative declaration.** (1) THE GENERAL ASSEMBLY FINDS THAT:

(a) AS COLORADO CONTINUES TO GRAPPLE WITH THE IMPACTS OF CLIMATE CHANGE, GREEN URBAN SPACES, SUCH AS URBAN TREE CANOPIES, ARE A VITAL ADAPTATION TOOL FOR MITIGATING THE IMPACTS OF CLIMATE CHANGE, ESPECIALLY FOR MITIGATING THE URBAN HEAT ISLAND EFFECT, WHICH CAN INCREASE ENERGY COSTS, AIR POLLUTION, AND HEAT-RELATED ILLNESSES AND DEATHS;

(b) HOWEVER, WATER SUPPLY IN THE WESTERN UNITED STATES IS UNDER INCREASING PRESSURE DUE TO CLIMATE CHANGE AND INCREASING

DEMAND;

(c) MANY COMMUNITIES IN THE STATE OVERUSE NONNATIVE GRASS FOR LANDSCAPING PURPOSES, WHICH REQUIRES LARGE AMOUNTS OF WATER TO MAINTAIN;

(d) WHILE THERE ARE APPROPRIATE AND IMPORTANT USES FOR TURF, INCLUDING FOR CIVIC, COMMUNITY, OR RECREATIONAL PURPOSES SUCH AS USE IN PARKS, SPORTS FIELDS, AND PLAYGROUNDS, MUCH OF THE TURF IN THE STATE IS NONFUNCTIONAL, LOCATED IN AREAS THAT RECEIVE LITTLE, IF ANY, USE, AND COULD BE REPLACED WITH LANDSCAPING THAT ADHERES TO WATER-WISE LANDSCAPING PRINCIPLES WITHOUT ADVERSELY IMPACTING QUALITY OF LIFE OR LANDSCAPE FUNCTIONALITY;

(e) PROHIBITING THE INSTALLATION, PLANTING, OR PLACEMENT OF NONFUNCTIONAL TURF IN APPLICABLE PROPERTY IN THE STATE CAN HELP CONSERVE THE STATE'S WATER RESOURCES;

(f) INSTALLED VEGETATION THAT ADHERES TO WATER-WISE LANDSCAPING PRINCIPLES CAN HELP REDUCE OUTDOOR DEMAND OF WATER; AND

(g) ADDITIONALLY, ARTIFICIAL TURF CAN CAUSE NEGATIVE ENVIRONMENTAL IMPACTS, SUCH AS EXACERBATING HEAT ISLAND EFFECTS IN URBAN AREAS AND RELEASING HARMFUL CHEMICALS, INCLUDING PLASTICS, MICROPLASTICS, AND PERFLUOROALKYL AND POLYFLUOROALKYL CHEMICALS, INTO THE ENVIRONMENT AND WATERSHEDS.

(2) THE GENERAL ASSEMBLY THEREFORE DECLARES THAT PREVENTING THE INSTALLATION, PLANTING, OR PLACEMENT OF NONFUNCTIONAL TURF, ARTIFICIAL TURF, AND INVASIVE PLANT SPECIES IN APPLICABLE PROPERTY IN THE STATE IS:

(a) A MATTER OF STATEWIDE CONCERN; AND

(b) IN THE PUBLIC INTEREST.

**37-99-102. Definitions.** AS USED IN THIS ARTICLE 99, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) (a) "APPLICABLE PROPERTY" MEANS:

(I) COMMERCIAL, INSTITUTIONAL, OR INDUSTRIAL PROPERTY;

(II) COMMON INTEREST COMMUNITY PROPERTY; OR

(III) A STREET RIGHT-OF-WAY, PARKING LOT, MEDIAN, OR TRANSPORTATION CORRIDOR.

(b) "APPLICABLE PROPERTY" DOES NOT INCLUDE RESIDENTIAL PROPERTY.

(2) "ARTIFICIAL TURF" MEANS AN INSTALLATION OF SYNTHETIC MATERIALS DEVELOPED TO RESEMBLE NATURAL GRASS.

(3) "COMMERCIAL, INSTITUTIONAL, OR INDUSTRIAL" HAS THE MEANING SET FORTH IN SECTION 37-60-135 (2)(b).

(4) "COMMON INTEREST COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 38-33.3-103 (8).

(5) "COMMON INTEREST COMMUNITY PROPERTY" MEANS PROPERTY WITHIN A COMMON INTEREST COMMUNITY THAT IS OWNED AND MAINTAINED BY A UNIT OWNERS' ASSOCIATION, SUCH AS ENTRYWAYS, PARKS, AND OTHER COMMON ELEMENTS AS DEFINED IN SECTION 38-33.3-103 (5).

(6) "DEPARTMENT" MEANS THE DEPARTMENT OF PERSONNEL CREATED IN SECTION 24-1-128 (1).

(7) "FUNCTIONAL TURF" MEANS TURF THAT IS LOCATED IN A RECREATIONAL USE AREA OR OTHER SPACE THAT IS REGULARLY USED FOR CIVIC, COMMUNITY, OR RECREATIONAL PURPOSES, WHICH MAY INCLUDE PLAYGROUNDS; SPORTS FIELDS; PICNIC GROUNDS; AMPHITHEATERS; PORTIONS OF PARKS; AND THE PLAYING AREAS OF GOLF COURSES, SUCH AS DRIVING RANGES, CHIPPING AND PUTTING GREENS, TEE BOXES, GREENS, FAIRWAYS, AND ROUGHS.

(8) "INVASIVE PLANT SPECIES" HAS THE MEANING SET FORTH IN SECTION 37-60-135 (2)(e).

(9) "LOCAL ENTITY" MEANS A:

(a) HOME RULE OR STATUTORY CITY, COUNTY, CITY AND COUNTY, TERRITORIAL CHARTER CITY, OR TOWN; AND

(b) SPECIAL DISTRICT.

(10) "MAINTAIN" OR "MAINTAINING" MEANS AN ACTION TO PRESERVE THE EXISTING STATE OF NONFUNCTIONAL TURF, ARTIFICIAL TURF, OR AN INVASIVE PLANT SPECIES THAT HAS ALREADY BEEN INSTALLED, PLANTED, OR PLACED.

(11) "NATIVE PLANT" MEANS A PLANT SPECIES THAT IS INDIGENOUS TO

THE STATE OF COLORADO.

(12) "NEW DEVELOPMENT PROJECT" MEANS A NEW CONSTRUCTION PROJECT THAT REQUIRES A BUILDING OR LANDSCAPING PERMIT, PLAN CHECK, OR DESIGN REVIEW.

(13) (a) "NONFUNCTIONAL TURF" MEANS TURF THAT IS NOT FUNCTIONAL TURF.

(b) "NONFUNCTIONAL TURF" INCLUDES TURF LOCATED IN A STREET RIGHT-OF-WAY, PARKING LOT, MEDIAN, OR TRANSPORTATION CORRIDOR.

(14) "REDEVELOPMENT PROJECT" MEANS A CONSTRUCTION PROJECT THAT:

(a) REQUIRES A BUILDING OR LANDSCAPING PERMIT, PLAN CHECK, OR DESIGN REVIEW; AND

(b) RESULTS IN A DISTURBANCE OF MORE THAN FIFTY PERCENT OF THE AGGREGATE LANDSCAPE AREA.

(15) "SPECIAL DISTRICT" HAS THE MEANING SET FORTH IN SECTION 32-1-103 (20).

(16) "TRANSPORTATION CORRIDOR" MEANS A TRANSPORTATION SYSTEM THAT INCLUDES ALL MODES AND FACILITIES WITHIN A DESCRIBED GEOGRAPHIC AREA, HAVING LENGTH AND WIDTH.

(17) "TURF" HAS THE MEANING SET FORTH IN SECTION 37-60-135 (2)(i).

(18) "UNIT OWNERS' ASSOCIATION" HAS THE MEANING SET FORTH IN SECTION 38-33.3-103 (3).

(19) "WATER-WISE LANDSCAPING" HAS THE MEANING SET FORTH IN SECTION 37-60-135 (2)(l).

**37-99-103. Prohibition of nonfunctional turf, artificial turf, and invasive plant species - local entities - construction or renovation of state facilities.** (1) ON AND AFTER JANUARY 1, 2026, A LOCAL ENTITY SHALL NOT INSTALL, PLANT, OR PLACE, OR ALLOW ANY PERSON TO INSTALL, PLANT, OR PLACE, ANY NONFUNCTIONAL TURF, ARTIFICIAL TURF, OR INVASIVE PLANT SPECIES, AS PART OF A NEW DEVELOPMENT PROJECT OR REDEVELOPMENT PROJECT, ON ANY PORTION OF APPLICABLE PROPERTY WITHIN THE LOCAL ENTITY'S JURISDICTION.

(2) ON OR BEFORE JANUARY 1, 2026, A LOCAL ENTITY SHALL ENACT OR AMEND ORDINANCES, RESOLUTIONS, REGULATIONS, OR OTHER LAWS REGULATING NEW DEVELOPMENT PROJECTS AND REDEVELOPMENT PROJECTS ON APPLICABLE PROPERTY IN ACCORDANCE WITH THE REQUIREMENTS OF THIS SECTION.

(3) THE DEPARTMENT SHALL NOT INSTALL, PLANT, OR PLACE, OR ALLOW ANY PERSON TO INSTALL, PLANT, OR PLACE, ANY NONFUNCTIONAL TURF, ARTIFICIAL TURF, OR INVASIVE PLANT SPECIES AS PART OF A PROJECT FOR THE CONSTRUCTION OR RENOVATION OF A STATE FACILITY, WHICH PROJECT COMMENCES ON OR AFTER JANUARY 1, 2025.

(4) NOTHING IN THIS SECTION PROHIBITS:

(a) A LOCAL ENTITY FROM MAINTAINING, OR ALLOWING ANY PERSON TO MAINTAIN, ANY NONFUNCTIONAL TURF, ARTIFICIAL TURF, OR INVASIVE PLANT SPECIES INSTALLED, PLANTED, OR PLACED BEFORE JANUARY 1, 2026;

(b) THE DEPARTMENT FROM MAINTAINING, OR ALLOWING ANY PERSON TO MAINTAIN, ANY NONFUNCTIONAL TURF, ARTIFICIAL TURF, OR INVASIVE PLANT SPECIES INSTALLED, PLANTED, OR PLACED AT A STATE FACILITY BEFORE JANUARY 1, 2025;

(c) A LOCAL ENTITY OR THE DEPARTMENT FROM INSTALLING, OR ALLOWING ANY PERSON TO INSTALL, GRASS SEED OR SOD THAT IS A NATIVE PLANT OR HAS BEEN HYBRIDIZED FOR ARID CONDITIONS;

(d) A LOCAL ENTITY OR THE DEPARTMENT FROM ESTABLISHING PROHIBITIONS ON, OR REQUIREMENTS FOR, NONFUNCTIONAL TURF, ARTIFICIAL TURF, OR INVASIVE PLANT SPECIES THAT ARE MORE STRINGENT THAN THE REQUIREMENTS OF THIS SECTION; OR

(e) A LOCAL ENTITY OR THE DEPARTMENT FROM INSTALLING, OR ALLOWING ANY PERSON TO INSTALL, ARTIFICIAL TURF ON ATHLETIC FIELDS OF PLAY.

**SECTION 2. Act subject to petition - effective date - applicability.** (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such

case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act does not apply to projects approved by the department of personnel or a local entity before the effective date of this act.".

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

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## MESSAGE FROM THE HOUSE

January 26, 2024
Mr. President:

The House has adopted and transmits herewith HJR24-1005, as printed in House Journal, January 26, 2024

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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**HJR24-1005** by Representative(s) Titone and Weinberg, Amabile, Bacon, Boesenecker, Bradfield, Bradley, Brown, Clifford, deGruy Kennedy, Daugherty, Duran, English, Frizell, Froelich, Garcia, Hamrick, Hernandez, Herod, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Lukens, Mabrey, Marshall, Martinez, Marvin, Mauro, McCluskie, McCormick, McLachlan, Parenti, Rutinel, Sirota, Snyder, Soper, Story, Valdez, Velasco, Vigil, Weissman, Willford, Woodrow, Young; also Senator(s) Bridges and Hinrichsen, Priola, Buckner, Coleman, Danielson, Exum, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Pelton B., Roberts, Rodriguez, Simpson–Concerning requesting that the Federal Trade Commission facilitate the use of repairability scores that indicate to consumers the repairability of electronic devices.

Laid over until Monday, January 29, 2024.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-101** by Senator(s) Baisley; also Representative(s) Pugliese--Concerning clarifying operational authority for children's resident camp-related entities.
Education

**SB24-102** by Senator(s) Sullivan; --Concerning the taxation of premium cigars, and, in connection therewith, capping the statutory tax on premium cigars at twenty percent.
Finance

**SB24-103** by Senator(s) Pelton B. and Ginal, Hinrichsen; also Representative(s) McLachlan, Epps, Pugliese--Concerning technical changes to Colorado department of labor and employment statutes.
Business, Labor, & Technology

**SB24-104** by Senator(s) Danielson; --Concerning the alignment of educational programs with registered apprenticeships.
Business, Labor, & Technology

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Committee of the Whole

On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Roberts was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS

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

**SB24-029** by Senator(s) Gonzales and Rodriguez; also Representative(s) Amabile, Martinez--Concerning a study of how to measure the effectiveness of the criminal justice system using metrics other than recidivism.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 23, page(s) 81 and placed in members' bill files.)

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

**SB24-030** by Senator(s) Rodriguez and Gonzales; also Representative(s) Amabile and Martinez--Concerning creating a working group to develop a definition of recidivism.

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

Amend printed bill, page 4, line 22, strike "SECTION" and substitute "SECTION;".

Page 4, strike lines 23 through 25.

Page 5, lines 23 and 24, strike "services who complete their parole sentences and discharge from department supervision." and substitute "services. ~~who complete their parole sentences and discharge from department supervision.~~".

Page 6, lines 6 and 7, strike "misdemeanors and between crimes that are included as a "crime" pursuant to section 24-4.1-302 (1) and other crimes." and substitute "misdemeanors. ~~and between crimes that are included as a "crime" pursuant to section 24-4.1-302 (1) and other crimes.~~".

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

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

The Committee of the Whole took the following action:

Passed on second reading: SB24-029 as amended, SB24-030 as amended

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HB24-1084.**

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## MESSAGE FROM THE GOVERNOR

Appointment

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

September 8, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
STATE BOARD OF PAROLE

for a term expiring June 30, 2026:

Catherine Rodriguez of Denver, Colorado, to serve as a citizen member, occasioned by the resignation of Dr. Davis Talley of Aurora, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/25/24
Ryan Breitweiser, Journal Clerk

Committee on Judiciary

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## TRIBUTES

Honoring:
Albert Godfrey -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
Andrea Aragon -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
Donnie Sedillo -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
Nick Styduhar -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
Paul Sedillo -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
Ray Trujillo -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
William Heath -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
CASA Jefferson County/Gilpin County -- By Senator Zenzinger
Nick and Amy Costanzo -- By Senator Zenzinger
Echter's Nursery & Garden Center -- By Senator Zenzinger
Foothills Regional Housing -- By Senator Zenzinger
Rocky Mountain Police and Fire Chaplins By Senator Pelton, B & Representative Evans
Chris Adams -- By Senator Zenzinger
Colorado Succeeds -- By Senator Zenzinger
Rob Quirk -- By Senator Lundeen

---

On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Monday, January 29, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

20th Legislative Day — Monday, January 29, 2024

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

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

Roll Call — Present--33
Excused--2, Bridges, Winter
Present later--1, Winter

Quorum — The President announced a quorum present.

Pledge — By Senator Marchman.

Approval of the Journal — On motion of Senator Baisley, the Journal of Friday, January 26, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-101, 102, 103, and 104.
**Correctly Engrossed:** SB24-029 and 030.

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## MESSAGE FROM THE HOUSE

January 26, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1032 and HB24-1020.

---

## MESSAGE FROM THE REVISOR OF STATUTES

January 26, 2024
We herewith transmit:

Without comment, HB24-1020 and 1032.

---

## 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:

**SB24-029** by Senator(s) Gonzales and Rodriguez; also Representative(s) Amabile, Martinez--Concerning a study of how to measure the effectiveness of the criminal justice system using metrics other than recidivism.

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

| YES | 21 | NO | 12 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fields, Hansen, Hinrichsen, Kolker, Marchman, Michaelson Jenet, and Priola.

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

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**SB24-030** by Senator(s) Rodriguez and Gonzales; also Representative(s) Amabile and Martinez--Concerning creating a working group to develop a definition of recidivism.

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

| YES | 22 | NO | 12 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fields, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Priola, and Sullivan.

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## CONSIDERATION OF RESOLUTIONS

**HJR24-1005** by Representative(s) Titone and Weinberg, Amabile, Bacon, Boesenecker, Bradfield, Bradley, Brown, Clifford, deGruy Kennedy, Daugherty, Duran, English, Frizell, Froelich, Garcia, Hamrick, Hernandez, Herod, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Lukens, Mabrey, Marshall, Martinez, Marvin, Mauro, McCluskie, McCormick, McLachlan, Parenti, Rutinel, Sirota, Snyder, Soper, Story, Valdez, Velasco, Vigil, Weissman, Willford, Woodrow, Young; also Senator(s) Bridges and Hinrichsen, Buckner, Coleman, Danielson, Exum, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Pelton B., Priola, Roberts, Rodriguez, Simpson--Concerning requesting that the Federal Trade Commission facilitate the use of repairability scores that indicate to consumers the repairability of electronic devices.

Laid over until Tuesday, January 30, retaining its place on the calendar.

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE (cont'd)

January 29, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1013 and HB24-1035, amended as printed in House Journal, January 29, 2024.

The House has adopted and transmits herewith HJR24-1006, as printed in House Journal, January 29, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES (cont'd)

January 29, 2024
We herewith transmit:

Without comment, as amended, HB24-1013 and 1035.

---

## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**HJR24-1006** by Representative(s) McCormick and Catlin, Holtorf, Lukens, Martinez, McLachlan, Soper, Titone, Velasco, Winter T.; also Senator(s) Roberts and Pelton R., Danielson, Marchman, Pelton B., Priola, Simpson, Will--Concerning the designation of Colorado 4-H Day.

Laid over until Tuesday, January 30, 2024.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-105** by Senator(s) Hinrichsen, Ginal; also Representative(s) Epps and McLachlan--Concerning clarifications to the fees imposed by the department of revenue related to fuel products.
Transportation & Energy

**HB24-1020** by Representative(s) Soper and Mabrey, Weissman; also Senator(s) Gardner and Hansen, Roberts, Gonzales--Concerning the enactment of the Colorado Revised Statutes 2023 as the positive and statutory law of the state of Colorado.
Judiciary

**HB24-1032** by Representative(s) Lynch and Duran, Catlin, Martinez, McLachlan; also Senator(s) Ginal and Will--Concerning an extension of the time for implementation of the wild horse population management program.
Agriculture & Natural Resources

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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:

January 25, 2024

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

Ladies and Gentlemen:

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

MEMBER OF THE
FIRE AND POLICE PENSION ASSOCIATION BOARD OF DIRECTORS

for a term expiring September 1, 2027:

William Clayton of Littleton, Colorado, to serve as a representative of special districts, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/29/24
Ryan Breitweiser, Journal Clerk

Committee on Finance

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June 9, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

effective July 1, 2023 for term expiring June 30, 2024:

Monte Mullins of Alamosa, Colorado, reappointed;

John DeRungs of Denver, Colorado, reappointed;

Claudia Crane of Crestone, Colorado, reappointed;

Diane DeVries of Wheat Ridge, Colorado, reappointed;

Jess Ketchum of Pagosa Springs, Colorado, reappointed;

effective July 1, 2023 for a term expiring June 30, 2027:

Sondra Mercier of Westminster, Colorado, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/7/23
Ryan Breitweiser, Journal Clerk

Committee on Finance

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January 5, 2024

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

Ladies and Gentlemen:

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

MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2028:

Mowa Haile of Denver, Colorado, to serve as an employee of an employer whose liability is insured by Pinnacol, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/8/24
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

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January 5, 2024

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, 2026:

George Autobee of Colorado City, Colorado, representing board or public service experience, occasioned by the resignation of Maribel Obreque of Glenwood Springs, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/8/24
Ryan Breitweiser, Journal Clerk

Committee on Education

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December 22, 2023

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

Ladies and Gentlemen:

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

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

for terms expiring December 31, 2024:

Ryan Frazier of Aurora, Colorado, occasioned by the resignation of Michael Kopp of Denver, Colorado, appointed;

effective January 1, 2024 for terms expiring December 31, 2027:

Olivia Mendoza of Lakewood, Colorado, reappointed;

Emily Renwick Garnett of Denver, Colorado, reappointed;

Kristin Darleen Hultquist of Parker, Colorado, reappointed;

Laura Pinnie of Denver, Colorado, appointed;

Rachel Kaygi of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 1/8/24
Ryan Breitweiser, Journal Clerk

Committee on Education

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December 22, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2024:

Vinay Patidar of Denver, Colorado, to serve as a representative of the tourism-related retail industry and small business, occasioned by the resignation of Wanda James of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/8/24
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

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January 5, 2024

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

Ladies and Gentlemen:

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

MEMBERS OF THE
UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for terms expiring January 1, 2027:

Kristopher Camblin of Holyoke, Colorado, to serve as a representative of rural electric cooperatives, appointed;

Carl Christian of Fountain, Colorado, to serve as a representative of special districts, appointed;

Natalie Donovan-Flores of Silverthorne, Colorado, to serve as a representative of investor-owned utilities, appointed;

Mitchell Pebley of Centennial, Colorado, to serve as a representative of pipeline companies, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/8/24
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Tuesday, January 30, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

21st Legislative Day Tuesday, January 30, 2024

Prayer — By Senator Exum.

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

Roll Call — Present--32
Excused--3, Bridges, Buckner, Cutter
Present later--3, Bridges, Buckner, Cutter

Quorum — The President announced a quorum present.

Pledge — By Senator Marchman.

Approval of the Journal — On motion of Senator Baisley, the Journal of Monday, January 29, 2024, was approved as corrected by the Secretary.

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

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-105.
**Correctly Reengrossed:** SB24-029 and 030.

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## COMMITTEE OF REFERENCE REPORTS

Judiciary — After consideration on the merits, the Committee recommends that **SB24-058** 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 16, after "hang gliding," insert "PARAGLIDING,".

Page 5, strike lines 6 and 7 and substitute "CHANGING WEATHER CONDITIONS; OPEN AND OBVIOUS VARIATIONS IN STEEPNESS, SURFACE".

Judiciary — After consideration on the merits, the Committee recommends that **SB24-006** be referred to the Committee of the Whole with favorable recommendation.

Judiciary — After consideration on the merits, the Committee recommends that **SB24-052** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 27, strike "**expenditures report -surveys -**" insert "**reports - surveys - rules establishing minimum PSAP standards -**".

Page 5, after line 5 insert:

"(3) (a) NO LATER THAN JULY 1, 2025, THE COMMISSION SHALL ADOPT

RULES THAT ESTABLISH STANDARDS FOR PSAPS THAT ADDRESS, AT A MINIMUM, TRAINING STANDARDS, EQUIPMENT STANDARDS, SERVICE LEVEL STANDARDS, AND OPERATIONAL STANDARDS.

(b) WHEN COLLECTING DATA FROM GOVERNING BODIES IN ACCORDANCE WITH SECTION 29-11-102 (4) AND (6), THE COMMISSION SHALL ASK EACH GOVERNING BODY WHETHER EACH PSAP ASSOCIATED WITH THE GOVERNING BODY IS COMPLYING WITH THE STANDARDS ESTABLISHED PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION AND TO EXPLAIN ANY LACK OF COMPLIANCE. THE COMMISSION SHALL INCLUDE THE DATA AND RESPONSES RECEIVED FROM GOVERNING BODIES IN ITS ANNUAL REPORT TO THE GENERAL ASSEMBLY REQUIRED BY SECTION 40-2-131. THE COMMISSION SHALL TAKE NO FURTHER ACTION TO ENFORCE PSAP COMPLIANCE OR PUNISH PSAP NONCOMPLIANCE WITH THE STANDARDS ESTABLISHED PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION.".

Renumber succeeding subsection accordingly.

Trans-portation & Energy

After consideration on the merits, the Committee recommends that **SB24-056** 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 16 through 18 and substitute "However, any fee money collected in excess of ~~five dollars per~~ SEVENTEEN PERCENT OF EACH original or renewal registration ~~shall~~ MUST be used exclusively for direct services and not administrative costs.".

Strike "APRIL" and substitute "OCTOBER" on: **Page 4**, line 17; and **Page 5**, lines 7, 8, and 9.

Strike "MARCH 31" and substitute "SEPTEMBER 30" on: **Page 5**, lines 8 and 10.

Education

After consideration on the merits, the Committee recommends that **SB24-034** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, before line 18 insert:

"(1) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF TITLE 22, A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF TITLE 22, OR A BOARD OF COOPERATIVE SERVICES CREATED AND OPERATING PURSUANT TO ARTICLE 5 OF TITLE 22.".

Page 2, line 18, strike "(1)" and substitute "~~(1)~~ (2)".

Page 2, line 19, strike "including charter schools and" and substitute "~~including charter schools and~~ THROUGH".

Page 3, line 1, strike "school district, ~~or~~" and substitute "~~school district, or~~ LOCAL EDUCATION PROVIDER,".

Page 3, line 2, strike "school district," and substitute "~~school district~~ LOCAL EDUCATION PROVIDER,".

Page 3, line 3, strike "~~by~~ IN PARTNERSHIP WITH school" and substitute "~~by school~~".

Page 3, line 4, strike "districts, ~~in~~" and substitute "~~districts, in~~" and before "BY" insert "IN PARTNERSHIP WITH LOCAL EDUCATION PROVIDERS,".

Page 3, line 7, strike "centers." and substitute "centers, TO PROVIDE PRIMARY HEALTH-CARE SERVICES, BEHAVIORAL HEALTH-CARE SERVICES, ORAL HEATH-CARE SERVICES, OR PREVENTIVE HEALTH-CARE SERVICES TO STUDENTS AND YOUTH WITHIN A SCHOOL OR SCHOOLS OF A LOCAL EDUCATION PROVIDER

REGARDLESS OF ABILITY TO PAY, INSURANCE COVERAGE, OR IMMIGRATION STATUS.".

Page 3, line 11, strike "OR" and substitute "AND".

Page 4, line 14, after "SERVICES" insert "BY A PROVIDER LOCATED IN THIS STATE".

Education — After consideration on the merits, the Committee recommends that **SB24-014** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 24, strike "OR".

Page 3, line 25, strike "SCHOOL" and substitute "SCHOOL, OR THE COLORADO SCHOOL FOR THE DEAF AND THE BLIND".

---

## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**SJR24-006** by Senator(s) Fields and Gardner; also Representative(s) Duran and Pugliese--Concerning the designation of February 4 as "Missing Persons Day" in Colorado.

Laid over until Friday, February 2.

---

Committee of the Whole — On motion of Senator Marchman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Marchman was called to act as Chair.

---

## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**SB24-004** by Senator(s) Pelton R. and Fields, Rodriguez, Van Winkle; also Representative(s) Frizell and Lindstedt, Martinez--Concerning the administration of county veterans service offices.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. (Printed in Senate Journal, January 26, page(s) 89-90 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 Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | E | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-004 as amended.

---

At the order of the President, Senators Bridges and Cutter were added to the current roll call.

---

Committee of the Whole

On motion of Senator Marchman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Marchman was called to act as Chair.

---

## GENERAL ORDERS -- SECOND READING OF BILLS

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

**SB24-031** by Senator(s) Roberts, Bridges; also Representative(s) Lukens and McLachlan, McCormick--Concerning local authority to enforce violations of laws related to the prevention of noxious weeds.

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

> Amend printed bill, page 4, line 19, strike "COUNTY ATTORNEY" and substitute "BOARD OF COUNTY COMMISSIONERS".
>
> Page 5, line 13, after "MAY" insert "PETITION THE DISTRICT COURT FOR THE JUDICIAL DISTRICT WHERE A VIOLATION OCCURRED TO".

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

**SB24-005** by Senator(s) Roberts and Simpson, Bridges, Hinrichsen; also Representative(s) McCormick and McLachlan--Concerning the conservation of water in the state through the prohibition of certain landscaping practices.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment. (Printed in Senate Journal, January 26, page(s) 91-94 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 Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-005 as amended, SB24-031 as amended

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## CONSIDERATION OF RESOLUTIONS

**HJR24-1005** by Representative(s) Titone and Weinberg, Amabile, Bacon, Boesenecker, Bradfield, Bradley, Brown, Clifford, deGruy Kennedy, Daugherty, Duran, English, Frizell, Froelich, Garcia, Hamrick, Hernandez, Herod, Jodeh, Joseph, Kipp, Lieder, Lindsay, Lindstedt, Lukens, Mabrey, Marshall, Martinez, Marvin, Mauro, McCluskie, McCormick, McLachlan, Parenti, Rutinel, Sirota, Snyder, Soper, Story, Valdez, Velasco, Vigil, Weissman, Willford, Woodrow, Young; also Senator(s) Bridges and Hinrichsen, Buckner, Coleman, Danielson, Exum, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Pelton B., Priola, Roberts, Rodriguez, Simpson--Concerning requesting that the Federal Trade Commission facilitate the use of repairability scores that indicate to consumers the repairability of electronic devices.

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

| YES | 27 | NO | 8 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

Co-sponsor(s) added: Cutter.

**HJR24-1006** by Representative(s) McCormick and Catlin, Holtorf, Lukens, Martinez, McLachlan, Soper, Titone, Velasco, Winter T.; also Senator(s) Roberts and Pelton R., Danielson, Marchman, Pelton B., Priola, Simpson, Will--Concerning the designation of Colorado 4-H Day.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Michaelson Jenet, Mullica, Rich, Rodriguez, Smallwood, Sullivan, Van Winkle, Winter F., and Zenzinger.

**SJR24-004** by Senator(s) Roberts and Simpson; also Representative(s) McCormick and Catlin-- Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

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

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

MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION BOARD OF DIRECTORS

for terms expiring September 1, 2027:

Jason Mantas of Timnath, Colorado, to serve as a full-time paid firefighter, reappointed;

Tammy Hitchens of Westminster, Colorado, to represent Colorado municipal employers, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, January 31, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

22nd Legislative Day — Wednesday, January 31, 2024

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

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

Roll Call — Present--32
Excused--3, Bridges, Fields, Hansen
Present later--1, Fields

Quorum — The President announced a quorum present.

Pledge — By Senator Marchman.

Approval of the Journal — On motion of Senator Baisley, the Journal of Tuesday, January 30, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SJR24-006.
**Correctly Engrossed:** SB24-004, 005, and 031; SJR24-004.
**Correctly Revised:** HJR24-1005 and 1006.

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## COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology — After consideration on the merits, the Committee recommends that **SB24-046** be referred to the Committee of the Whole with favorable recommendation.

Finance — After consideration on the merits, the Committee recommends that **SB24-016** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 20, after the period add "NOTHING IN THIS SUBSECTION (1) MODIFIES OR ELIMINATES ANY OBLIGATION OF A RECIPIENT ORGANIZATION, AS SET FORTH IN A STATE LAW, RULE, OR AGENCY GUIDELINE, TO ISSUE TAX CREDIT CERTIFICATES, COLLECT INFORMATION FROM DONORS, PROVIDE INFORMATION TO THE DEPARTMENT OF REVENUE OR ANY OTHER STATE AGENCY, OR TAKE ANY OTHER ACTION NECESSARY FOR THE PROPER ADMINISTRATION OF A CREDIT.".

Page 3, line 27, strike "FEDERAL "INTERNAL REVENUE CODE OF 1986", AS AMENDED," and substitute "INTERNAL REVENUE CODE.".

Page 4, line 7, strike "FEDERAL "INTERNAL REVENUE CODE OF 1986", AS AMENDED," and substitute "INTERNAL REVENUE CODE.".

Finance — After consideration on the merits, the Committee recommends that **SB24-019** be referred to the Committee on Appropriations with favorable recommendation.

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB24-021** 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 2, line 5, strike "If" and substitute "EXCEPT AS DESCRIBED IN SUBSECTION (4) OF THIS SECTION, if".

Page 3, line 7, strike "If" and substitute "EXCEPT AS DESCRIBED IN SUBSECTION (4) OF THIS SECTION, if".

Page 4, after line 14 insert:

"(4) A COOPERATIVE OR PLANNED COMMUNITY THAT IS SUBJECT ONLY TO SECTIONS 38-33.3-105 TO 38-33.3-107 OF THIS ARTICLE 33.3 PURSUANT TO SUBSECTION (1)(a) OR (1)(b) OF THIS SECTION MAY ELECT TO BE SUBJECT TO THIS ENTIRE ARTICLE 33.3. A COOPERATIVE OR PLANNED COMMUNITY THAT SO ELECTS SHALL ADOPT AN AMENDMENT TO ITS DECLARATION IN ACCORDANCE WITH SECTION 38-33.3-217 EVIDENCING THE COOPERATIVE OR PLANNED COMMUNITY'S ELECTION TO BE SUBJECT TO THIS ENTIRE ARTICLE 33.3.

**SECTION 2.** In Colorado Revised Statutes, 12-10-801, **add** (3)(a.5) as follows:

**12-10-801. HOA information and resource center - creation - duties - rules - subject to review - repeal.** (3) (a.5) (I) THE HOA INFORMATION OFFICER SHALL IDENTIFY, TO THE EXTENT PRACTICABLE, COOPERATIVES AND PLANNED COMMUNITIES THAT:

(A) PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION (3)(a.5), WERE SUBJECT TO THE ENTIRETY OF ARTICLE 33.3 OF TITLE 38; AND

(B) ON AND AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (3)(a.5), ARE SUBJECT ONLY TO SECTIONS 38-33.3-105 TO 38-33.3-107, AS DESCRIBED IN SECTION 38-33.3-116.

(II) ON OR AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (3)(a.5), BUT NO LATER THAN NOVEMBER 1, 2024, THE HOA INFORMATION OFFICER SHALL NOTIFY EACH COOPERATIVE AND PLANNED COMMUNITY IDENTIFIED PURSUANT TO SUBSECTION (3)(a.5)(I) OF THIS SECTION THAT:

(A) AS A RESULT OF THE ENACTMENT OF SENATE BILL 24-021, ENACTED IN 2024, THE COOPERATIVE AND PLANNED COMMUNITY IS SUBJECT ONLY TO SECTIONS 38-33.3-105 TO 38-33.3-107, AS DESCRIBED IN SECTION 38-33.3-116; AND

(B) PURSUANT TO SECTION 38-33.3-116 (4), THE COOPERATIVE AND PLANNED COMMUNITY MAY ELECT TO BE SUBJECT TO THE ENTIRETY OF ARTICLE 33.3 OF TITLE 38, AND THAT A COOPERATIVE OR PLANNED COMMUNITY THAT SO ELECTS IS REQUIRED TO ADOPT AN AMENDMENT TO ITS DECLARATION IN ACCORDANCE WITH SECTION 38-33.3-217 EVIDENCING THE COOPERATIVE OR PLANNED COMMUNITY'S ELECTION TO BE SUBJECT TO THE ENTIRETY OF ARTICLE 33.3 OF TITLE 38.

(III) THIS SUBSECTION (3)(a.5) IS REPEALED, EFFECTIVE JULY 1, 2025.".

Renumber succeeding section accordingly.

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB24-002** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 5, line 9, after "(a)" insert "(I)".

Page 5, line 15, strike "COUNTY." and substitute "COUNTY, INCLUDING AS TO MATTERS OF EQUITY, ACCESS TO HOUSING, AND ACCESS TO EDUCATION.".

Page 5, before line 16 insert:

"(II) "AREA OF SPECIFIC LOCAL CONCERN" DOES NOT INCLUDE A USE OF REAL PROPERTY IN A COUNTY THAT HARMS OR MAY REASONABLY BE EXPECTED TO HARM A DISPROPORTIONATELY IMPACTED COMMUNITY AS DEFINED IN SECTION 24-4-109 (2)(b)(II).

(III) "AREA OF SPECIFIC LOCAL CONCERN" DOES NOT INCLUDE A USE OF REAL PROPERTY IN A COUNTY THAT PREVENTS OR MAY REASONABLY BE EXPECTED TO PREVENT MEETING THE MINIMUM GREENHOUSE GAS EMISSION

REDUCTION GOALS AND DEADLINES ESTABLISHED IN SECTION 25-7-102 (2)(g).".

Page 6, line 15, strike "A MUNICIPALITY".

Page 6, strike lines 16 through 18 and substitute "THE COUNTY MUST NOTIFY THE CLERK OF EACH MUNICIPALITY THAT IS WHOLLY OR PARTLY LOCATED IN THE COUNTY AND THAT MAY BE IMPACTED BY THE INCENTIVE PROGRAM OF THE HEARING AT LEAST THIRTY DAYS IN ADVANCE. THE NOTICE MUST DESCRIBE THE SPECIFIC AREA OF LOCAL CONCERN, INCLUDING THE USE OF REAL PROPERTY, ADDRESSED BY THE INCENTIVE PROGRAM AND THE PROPOSED COUNTY PROPERTY TAX CREDIT OR REBATE. EACH MUNICIPALITY MUST HAVE AN OPPORTUNITY TO SUBMIT WRITTEN COMMENTS AND PROVIDE TESTIMONY AT THE HEARING.".

Page 8, line 3, after "(a)" insert "(I)".

Page 8, line 9, strike "MUNICIPALITY." and substitute "MUNICIPALITY, INCLUDING AS TO MATTERS OF EQUITY, ACCESS TO HOUSING, AND ACCESS TO EDUCATION.".

Page 8, before line 10, insert:

"(II) "AREA OF SPECIFIC LOCAL CONCERN" DOES NOT INCLUDE A USE OF REAL PROPERTY IN A MUNICIPALITY THAT HARMS OR MAY REASONABLY BE EXPECTED TO HARM A DISPROPORTIONATELY IMPACTED COMMUNITY AS DEFINED IN SECTION 24-4-109 (2)(b)(II).

(III) "AREA OF SPECIFIC LOCAL CONCERN" DOES NOT INCLUDE A USE OF REAL PROPERTY IN A MUNICIPALITY THAT PREVENTS OR MAY REASONABLY BE EXPECTED TO PREVENT MEETING THE MINIMUM GREENHOUSE GAS EMISSION REDUCTION GOALS AND DEADLINES ESTABLISHED IN SECTION 25-7-102 (2)(g).".

Page 9, line 8, strike "A COUNTY THAT INCLUDES ALL OR".

Page 9, strike lines 9 through 11 and substitute "THE MUNICIPALITY MUST NOTIFY THE CLERK AND RECORDER OF EACH COUNTY THAT INCLUDES ALL OR ANY PORTION OF THE MUNICIPALITY AND THAT MAY BE IMPACTED BY THE INCENTIVE PROGRAM OF THE HEARING AT LEAST THIRTY DAYS IN ADVANCE. THE NOTICE MUST DESCRIBE THE SPECIFIC AREA OF LOCAL CONCERN, INCLUDING THE USE OF REAL PROPERTY, ADDRESSED BY THE INCENTIVE PROGRAM AND THE PROPOSED MUNICIPAL PROPERTY TAX CREDIT OR REBATE. EACH COUNTY MUST HAVE AN OPPORTUNITY TO SUBMIT WRITTEN COMMENTS AND PROVIDE TESTIMONY AT THE HEARING.".

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## INTRODUCTION OF RESOLUTIONS

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

**SJR24-007** by Senator(s) Baisley; also Representative(s) Luck--Concerning designating portions of United States Highway 24 and State Highway 67 that are in Teller County as the Purple Heart Trail.

Laid over until Tuesday, February 6.

**SCR24-001** by Senator(s) Danielson and Fields, Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Weissman, deGruy Kennedy–Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning allowing Colorado lawmakers to pass laws that permit victims of childhood sexual abuse to bring a civil claim for the sexual abuse regardless of when the sexual abuse occurred.
Judiciary

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## INTRODUCTION OF BILLS -- FIRST READING

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

**HB24-1035** by Representative(s) Boesenecker and Jodeh, Bradfield, Hartsook, Ricks; also Senator(s) Jaquez Lewis and Will, Ginal, Michaelson Jenet, Roberts–Concerning technical modifications to the laws governing the Colorado health benefit exchange, and, in connection therewith, modifying the criteria for membership on and the number of meetings of the Colorado health insurance exchange oversight committee, adjusting the timeline for certain reports and presentations regarding the operations of the exchange, and directing the exchange to annually present its financial and operational plans and major board actions to the committee.
Health & Human Services

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

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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:

**SB24-004** by Senator(s) Pelton R. and Fields, Rodriguez, Van Winkle; also Representative(s) Frizell and Lindstedt, Martinez--Concerning the administration of county veterans service offices.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Baisley, Buckner, Cutter, Danielson, Exum, Fenberg, Gardner, Ginal, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Priola, Rich, Roberts, Smallwood, Sullivan, Will, Winter F., and Zenzinger.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-031** by Senator(s) Roberts, Bridges; also Representative(s) Lukens and McLachlan, McCormick--Concerning local authority to enforce violations of laws related to the prevention of noxious weeds.

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

| YES | 22 | NO | 11 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Fields and Marchman.

**SB24-005** by Senator(s) Roberts and Simpson, Bridges, Hinrichsen; also Representative(s) McCormick and McLachlan--Concerning the conservation of water in the state through the prohibition of certain landscaping practices.

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

| YES | 28 | NO | 5 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Buckner, Cutter, Exum, Fenberg, Fields, Jaquez Lewis, Marchman, Michaelson Jenet, Priola, and Winter F.

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HJR24-1005, HJR24-1006.**

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Thursday, February 1, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

23rd Legislative Day — Thursday, February 1, 2024

Prayer — By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.

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

Roll Call — Present--30
Excused--5, Bridges, Gonzales, Hansen, Simpson, Smallwood
Present later--1, Smallwood

Quorum — The President announced a quorum present.

Pledge — By Senator Marchman.

Approval of the Journal — On motion of Senator Baisley, the Journal of Wednesday, January 31, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SCR24-001; SJR24-007.
**Correctly Reengrossed:** SB24-004, 005, and 031.

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## COMMITTEE OF REFERENCE REPORTS

Education — After consideration on the merits, the Committee recommends that **SB24-051** 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 **SB24-018** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 46, after line 15 insert:

"(i) "MEDICAL SERVICES" HAS THE MEANING SET FORTH IN SECTION 24-60-4502.".

Reletter succeeding paragraphs accordingly.

Page 49, after line 3 insert:

"(3) A PHYSICIAN ASSISTANT PROVIDING MEDICAL SERVICES TO A PATIENT IN COLORADO PURSUANT TO THE COMPACT IS SUBJECT TO THE REQUIREMENTS OF SECTIONS 12-240-107 (6) AND 12-240-114.5 AND, IF THE PHYSICIAN ASSISTANT IS PRACTICING PODIATRY, SECTION 12-290-117.".

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## INTRODUCTION OF BILLS -- FIRST READING

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

**HB24-1013** by Representative(s) Hartsook and Lukens; also Senator(s) Pelton R. And Bridges–Concerning victim programs in the new twenty-third judicial district.
Judiciary

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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.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**SB24-058** by Senator(s) Baisley and Roberts; also Representative(s) Titone and Bird, Joseph--Concerning landowner liability under the Colorado recreational use statute.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 30, page(s) 107 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 Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

The Committee of the Whole took the following action:

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

Passed on second reading: SB24-058 as amended.

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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.

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## 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:

**SB24-006** by Senator(s) Rodriguez and Fields; also Representative(s) English and Bradfield, Amabile--Concerning considering factors related to the capability to participate in the judicial process in determining whether to place a person into a pretrial diversion program.

Laid over until Thursday, February 8, retaining its place on the calendar.

**SB24-056** by Senator(s) Hinrichsen and Will; also Representative(s) Snyder and Weinberg--Concerning programs for off-highway vehicle users, and, in connection therewith, exempting commercial use on private property from snowmobile registration, creating an out-of-state snowmobile permit to drive on publicly owned lands, and adding the search and rescue fee to snowmobile and off-highway vehicle permits.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, January 30, page(s) 108 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Hinrichsen.

Amend the Transportation and Energy Committee Report, dated January 29, 2024, page 1, line 3, before "SEVENTEEN" insert "UP TO".

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

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

The Committee of the Whole took the following action:

Passed on second reading: SB24-056 as amended.
Laid over until February 8: SB24-006.

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

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Trans-portation & Energy

The Committee on Transportation & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBER OF THE
PUBLIC UTILITIES COMMISSION

effective January 14, 2024, for a term expiring January 8, 2028:

Megan Gilman of Edwards, Colorado, a Democrat, reappointed.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Friday, February 2, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

24th Legislative Day — Friday, February 2, 2024

Prayer — By Senator Fields.

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

Roll Call — Present--27
Excused--8, Bridges, Cutter, Gonzales, Hansen, Hinrichsen, Michaelson Jenet, Mullica, Pelton, B.
Present later--1, Mullica

Quorum — The President announced a quorum present.

Pledge — By Senator Marchman.

Approval of the Journal — On motion of Senator Baisley, the Journal of Thursday, February 1, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SB24-056 and SB24-058.

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## COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology — After consideration on the merits, the Committee recommends that **SB24-050** be referred to the Committee on Appropriations with favorable recommendation.

Agriculture & Natural Resources — After consideration on the merits, the Committee recommends that **SB24-045** 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 **SB24-020** be referred to the Committee on Finance with favorable recommendation.

Health & Human Services — After consideration on the merits, the Committee recommends that **SB24-042** 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 11 through 15 and substitute "REQUIRES, "OUTREACH PROGRAM" MEANS THE ARIE P. TAYLOR SICKLE".

Page 4, line 18, strike "(a)".

Page 4, strike lines 23 and 24.

Page 4, line 25, strike "ADMINISTRATOR" and substitute "DEPARTMENT".

Page 4, strike line 27 and substitute "IMPLEMENTING THE OUTREACH PROGRAM.".

Page 5, strike line 1.

Page 5, lines 4 and 5, strike "PRESENTED BY THE ADMINISTRATOR".

Page 7, lines 10 and 11, strike "SUBMIT, IN CONJUNCTION WITH THE ADMINISTRATOR," and substitute "SUBMIT".

Page 7, line 25, strike "PUBLIC AND BEHAVIORAL".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-008** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, before line 2 insert:

"**SECTION 1.** In Colorado Revised Statutes, **add** 19-3-218 as follows:

**19-3-218. Transferring temporary legal custody of a child or youth - advisement.** PRIOR TO TRANSFERRING TEMPORARY LEGAL CUSTODY OF A CHILD OR YOUTH TO A RELATIVE OR KIN, THE COURT SHALL MAKE FINDINGS THAT THE RELATIVE OR KIN WAS ADVISED REGARDING THE DIFFERENCES BETWEEN KINSHIP FOSTER CARE AND NON-CERTIFIED KINSHIP CARE, INCLUDING, BUT NOT LIMITED TO, FINANCIAL ASSISTANCE, CUSTODY REQUIREMENTS, AND LONG-TERM FINANCIAL SUPPORT OPTIONS.".

Renumber succeeding sections accordingly.

Page 4, line 8, strike "FOSTER".

Page 7, strike line 25 and substitute "WHO IS ELIGIBLE FOR THE SAME FOSTER CARE REIMBURSEMENT, ASSISTANCE, AND OTHER SUPPORTS AS FOSTER CARE HOMES".

Page 8, line 13, strike "**guide - data - rules.**" and substitute "**data - report - rules - repeal.**".

Page 8, line 18, strike "19-3-406," and substitute "19-3-406 OR 26-6-910,".

Page 9, line 1, strike "19-3-406," and substitute "19-3-406 OR 26-6-910,".

Page 9, line 3, strike "DATE OF PLACEMENT." and substitute "COMPLETION OF THE FINGERPRINT BACKGROUND CHECK.".

Page 10, lines 3 and 4, strike "AND A NON-CERTIFIED KINSHIP HOME".

Page 10, line 20, after "CARE" insert "AND NON-CERTIFIED KINSHIP CARE".

Page 10, line 21, strike "IS" and substitute "AND NON-CERTIFIED KINSHIP CARE RATE ARE".

Page 11, line 4, strike "RESOURCE GUIDE TO ASSIST" and substitute "RESOURCE.".

Page 11, strike line 5, and substitute "THE STATE".

Page 11, line 7, strike "GUIDE".

Page 11, line 12, strike "WHETHER THE KIN OR COUNTY" and substitute "WHO".

Page 11, line 18, strike "JANUARY 30, 2025." and substitute "OCTOBER 1, 2025.".

Page 11, line 19, strike "2024," and substitute "2025,".

Page 11, after line 24, add:

"(6) (a) ON OR BEFORE AUGUST 1, 2025, AND EVERY AUGUST 1 THEREAFTER UNTIL AUGUST 1, 2030, THE STATE DEPARTMENT SHALL SUBMIT A REPORT TO THE JOINT BUDGET COMMITTEE ON THE IMPLEMENTATION OF NON-CERTIFIED KINSHIP CARE HOME, THE IMPACTS ON KINSHIP FOSTER CARE HOMES, AND THE IMPACTS ON COUNTY DEPARTMENTS OF HUMAN OR SOCIAL SERVICES IN THEIR ABILITY TO SUPPORT PROVIDERS. THE STATE DEPARTMENT SHALL CONSULT WITH AND COLLECT DATA FROM COUNTY DEPARTMENTS OF HUMAN AND SOCIAL SERVICES IN THE PREPARATION OF THE REPORT. THE REPORT MUST INCLUDE:

(I) THE IMPACTS OF FINANCIAL ASSISTANCE ON KIN FAMILIES AND THE TRENDS OF KIN'S CHOICES TO BECOME CERTIFIED OR NON-CERTIFIED;

(II) THE WORKLOAD FOR COUNTY CASEWORKERS ASSOCIATED WITH SUPPORTING KIN, BOTH CERTIFIED AND NON-CERTIFIED; AND

(III) THE RELATED IMPACTS OF COUNTY STAFF WHO SUPPORT KIN.

(b) THIS SUBSECTION (6) IS REPEALED, EFFECTIVE JUNE 30, 2031."

Renumber succeeding subsection accordingly.

Page 12, strike line 1 and substitute "FOSTER CARE HOMES.".

Page 14, strike line 19 and substitute "director's designee, may limit or restrict ~~a license~~ CERTIFICATION issued".

Page 14, strike line 26 and substitute "(11); and **add** (5.5), (12), and (13) as follows:".

Page 16, line 7, strike "19-3-406." and substitute "19-3-406 OR 26-6-910.".

Page 18, after line 13 insert:

"(13) THE STATE BOARD SHALL PROMULGATE RULES TO MODIFY THE STANDARDS FOR KINSHIP FOSTER CARE HOMES TO REMOVE NON-SAFETY STANDARDS, IN ACCORDANCE WITH STATE OR FEDERAL LAW.".

Page 22, line 5, after "KINSHIP" insert "FOSTER".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB24-053** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 2, strike lines 2 through 6 and substitute:

"**SECTION 1.** In Colorado Revised Statutes, **add** part 23 to article 2 of title 2 as follows:

PART 23

BLACK COLORADAN RACIAL EQUITY STUDY

**2-2-2301. Legislative declaration.** (1) (a) THE GENERAL ASSEMBLY".

Page 5, strike lines 5 through 27 and substitute:

"**2-2-2302. Definitions.** AS USED IN THIS PART 23, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "COMMISSION" MEANS THE BLACK COLORADAN RACIAL EQUITY STUDY COMMISSION CREATED IN SECTION 2-2-2303.

(2) "ECONOMIC ANALYSIS" MEANS THE ECONOMIC ANALYSIS CONDUCTED BY A THIRD-PARTY ENTITY PURSUANT TO SECTION 2-2-2306.

(3) "FUND" MEANS THE BLACK COLORADAN RACIAL EQUITY STUDY CASH FUND CREATED IN SECTION 2-2-2308.

(4) "HISTORICALLY IMPACTED BLACK COLORADANS" OR "BLACK COLORADANS" MEANS AFRICAN AMERICAN PERSONS, INCLUDING INDIVIDUALS WHO HAVE ORIGINS IN ANY OF THE BLACK RACIAL GROUPS, WHO HAVE RESIDED OR WHO ARE RESIDING IN COLORADO.

(5) "HISTORICAL RESEARCH" MEANS THE HISTORICAL RESEARCH CONDUCTED BY THE STATE HISTORICAL SOCIETY PURSUANT TO SECTION

2-2-2305.

(6) "STATE HISTORICAL SOCIETY" OR "SOCIETY" MEANS THE STATE HISTORICAL SOCIETY ESTABLISHED IN SECTION 24-80-201 AND COMMONLY KNOWN AS HISTORY COLORADO.

(7) "STUDY" MEANS THE STUDY TO DETERMINE ANY POTENTIAL HISTORICAL AND ONGOING EFFECTS OF SLAVERY AND SUBSEQUENT SYSTEMIC RACISM ON BLACK COLORADANS CONDUCTED PURSUANT TO THIS PART 23.

(8) "THIRD-PARTY ENTITY" MEANS AN ENTITY THAT SATISFIES THE QUALIFICATIONS SET FORTH IN SECTION 2-2-2303 (2) AND THAT HAS ENTERED INTO AN AGREEMENT WITH THE COMMISSION OR WITH THE SOCIETY TO CONDUCT ALL OR PART OF THE HISTORICAL RESEARCH.

**2-2-2303. Black Coloradan racial equity study - third-party entity qualifications - commission created - membership - staff support - legislative intent.** (1) (a) THERE IS ESTABLISHED IN THE LEGISLATIVE DEPARTMENT THE BLACK COLORADAN RACIAL EQUITY COMMISSION TO CONDUCT A STUDY TO DETERMINE, AND MAKE RECOMMENDATIONS RELATED TO, ANY POTENTIAL HISTORICAL AND ONGOING EFFECTS OF SLAVERY AND SUBSEQUENT SYSTEMIC RACISM ON BLACK COLORADANS THAT MAY BE ATTRIBUTED TO PRACTICES, SYSTEMS, AND POLICIES OF THE STATE. THE COMMISSION IS ONLY REQUIRED TO CONDUCT A STUDY IF, PURSUANT TO SECTION 2-2-2309, SECTIONS 2-2-2304, 2-2-2305, 2-2-2306, AND 2-2-2307 BECOME EFFECTIVE. THE GOALS OF THE STUDY ARE TO:

(I) DETERMINE THE EXTENT TO WHICH BLACK COLORADANS HAVE EXPERIENCED AND CONTINUE TO EXPERIENCE RACIAL DISCRIMINATION DIRECTLY LINKED TO HARMFUL PRACTICES, SYSTEMS, AND POLICIES OF THE STATE THAT HAVE EXISTED HISTORICALLY OR THAT CONTINUE TO EXIST;

(II) QUANTIFY THE ECONOMIC IMPACT ON BLACK COLORADANS, INCLUDING IMPACTS ON INDIVIDUALS AND FAMILIES, OF ANY DISCRIMINATION DISCOVERED DURING THE STUDY, TO THE EXTENT THAT THE STUDY ESTABLISHES THAT DISPARITIES ATTRIBUTABLE TO PAST OR PRESENT DISCRIMINATION EXIST; AND

(III) IDENTIFY MEASURES THAT ARE CONSISTENT WITH THE CONSTITUTION TO ADDRESS THE EFFECTS OF DISCRIMINATION THAT MAY BE ATTRIBUTED TO PRACTICES, SYSTEMS, AND POLICIES OF THE STATE.

(b) THE STUDY INCLUDES HISTORICAL RESEARCH CONDUCTED BY THE SOCIETY PURSUANT TO SECTION 2-2-2305 AND AN ECONOMIC ANALYSIS CONDUCTED PURSUANT TO SECTION 2-2-2306.

(c) (I) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE STUDY BE FUNDED ENTIRELY BY GIFTS, GRANTS, AND DONATIONS; THAT GIFTS, GRANTS, AND DONATIONS WILL BE RECEIVED THROUGHOUT THE COURSE OF THE STUDY; AND THAT NO ADDITIONAL GENERAL FUND MONEY BE APPROPRIATED FOR THE IMPLEMENTATION OF THE STUDY.

(II) A CONTRACT WITH A THIRD-PARTY ENTITY MUST PROVIDE THAT THE CONTRACT IS CONTINGENT ON FUNDS BEING AVAILABLE FOR THAT PURPOSE.

(2) (a) A THIRD-PARTY ENTITY THAT ENTERS INTO AN AGREEMENT WITH THE COMMISSION OR SOCIETY TO CONDUCT ECONOMIC ANALYSIS OR RESEARCH PURSUANT TO THIS PART 23 MUST HAVE:

(I) EXPERIENCE WORKING WITH BLACK COMMUNITIES;

(II) AN UNDERSTANDING OF BLACK HISTORY AND CULTURE, WITH DEMONSTRATED EXPERIENCE WORKING ON ISSUES RELATED TO BLACK HISTORY, SOCIAL EQUITY, CIVIL RIGHTS, AND ECONOMIC MOBILITY; AND

(III) AN UNDERSTANDING OF THE IMPACT OF TRAUMA AND HOW IT PASSES THROUGH GENERATIONS.

(b) THE THIRD-PARTY ENTITY MAY BE FROM OUTSIDE COLORADO.

(3) (a) THE COMMISSION CONSISTS OF THE FOLLOWING MEMBERS:

(I) THE FOLLOWING MEMBERS, APPOINTED BY THE GOVERNOR:

(A) ONE PERSON WHO HAS EXPERTISE IN QUANTIFYING THE ECONOMIC IMPACTS ON HISTORICALLY IMPACTED BLACK COLORADANS;

(B) ONE COMMUNITY REPRESENTATIVE WITH A TRACK RECORD OF PUBLIC SERVICE WITH HISTORICALLY IMPACTED BLACK COLORADANS;

(C) ONE PERSON WHO HAS LEGAL EXPERTISE IN CONSTITUTIONAL LAW AND RACIAL JUSTICE; AND

(D) ONE PERSON WHO IS A HISTORIAN WITH EXPERTISE IN THE HISTORY OF BLACK COLORADANS;

(II) THE FOLLOWING MEMBERS, APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES:

(A) ONE PERSON WHO HAS EXPERTISE IN QUANTIFYING THE ECONOMIC

IMPACTS ON HISTORICALLY IMPACTED BLACK COLORADANS;

(B) ONE PERSON WHO HAS EXPERTISE IN RESEARCHING THE HISTORY AND IMPACT OF SLAVERY AND SYSTEMIC RACISM ON BLACK COLORADANS;

(C) ONE COMMUNITY REPRESENTATIVE WITH A TRACK RECORD OF PUBLIC SERVICE WITH HISTORICALLY IMPACTED BLACK COLORADANS; AND

(D) TWO MEMBERS OF THE HOUSE OF REPRESENTATIVES; AND

(III) THE FOLLOWING MEMBERS, APPOINTED BY THE PRESIDENT OF THE SENATE:

(A) ONE PERSON WHO HAS LEGAL EXPERTISE IN CONSTITUTIONAL LAW AND RACIAL JUSTICE;

(B) ONE PERSON WHO HAS EXPERTISE IN RESEARCHING THE HISTORY AND IMPACT OF SLAVERY ON BLACK COLORADANS;

(C) ONE COMMUNITY REPRESENTATIVE WITH A TRACK RECORD OF PUBLIC SERVICE WITH HISTORICALLY IMPACTED BLACK COLORADANS; AND

(D) TWO MEMBERS OF THE SENATE.

(b) THE PRESIDENT OF THE SENATE SHALL APPOINT ONE OF THE MEMBERS OF THE COMMISSION WHO IS A SENATOR AS THE CHAIR OF THE COMMISSION. THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL APPOINT ONE OF THE MEMBERS OF THE COMMISSION WHO IS A MEMBER OF THE HOUSE OF REPRESENTATIVES AS THE VICE-CHAIR OF THE COMMISSION.

(c) THE APPOINTING AUTHORITIES SHALL APPOINT MEMBERS OF THE COMMISSION AS SOON AS POSSIBLE AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (3), BUT NO LATER THAN SEPTEMBER 1, 2024. THE TERM OF APPOINTMENT IS FOR THE DURATION OF THE COMMISSION'S EXISTENCE. IF A VACANCY ARISES ON THE COMMISSION, THE APPOINTING AUTHORITY SHALL APPOINT A REPLACEMENT TO FILL THE VACANCY AS SOON AS POSSIBLE.

(d) NONLEGISLATIVE MEMBERS OF THE COMMISSION SERVE WITHOUT COMPENSATION BUT ARE ENTITLED TO REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES INCURRED IN THE DISCHARGE OF THE MEMBERS' DUTIES.

(e) THE LEGISLATIVE COUNCIL STAFF SHALL ASSIST THE COMMISSION IN CARRYING OUT ITS DUTIES; EXCEPT THAT LEGISLATIVE COUNCIL STAFF SHALL NOT:

(I) CONDUCT RESEARCH FOR THE COMMISSION OR DRAFT THE REPORT REQUIRED PURSUANT TO SECTION 2-2-2307;

(II) ORGANIZE OR OTHERWISE FACILITATE A COMMUNITY ENGAGEMENT SESSION DESCRIBED IN SECTION 2-2-2305 (2); AND

(III) TRAVEL FOR THE PURPOSE OF ASSISTING THE COMMISSION, UNLESS AUTHORIZED BY THE EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL.

**2-2-2304. Commission - meetings - duties.** (1) (a) THE CHAIR OF THE COMMISSION SHALL CONVENE THE FIRST MEETING OF THE COMMISSION NO LATER THAN FORTY-TWO DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION.

(b) THE COMMISSION SHALL NOT MEET MORE THAN SIX TIMES IN A CALENDAR YEAR AND SHALL NOT MEET DURING THE LEGISLATIVE SESSION; EXCEPT THAT:

(I) MEETINGS WITHIN THE FIRST THREE MONTHS AFTER THE EFFECTIVE DATE OF THIS SECTION DO NOT COUNT TOWARD THE SIX-MEETING LIMIT; AND

(II) THE COMMISSION MAY MEET ONCE DURING A LEGISLATIVE SESSION FOLLOWING RECEIPT OF A QUARTERLY UPDATE FROM THE SOCIETY PURSUANT TO SECTION 2-2-2305 (4).

(c) MEMBERS OF THE COMMISSION MAY PARTICIPATE REMOTELY IN COMMITTEE MEETINGS.

(d) THE COMMISSION MAY NOT TRAVEL UNLESS AUTHORIZED BY THE EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL; EXCEPT THAT MEMBERS OF THE COMMISSION MAY TRAVEL TO PARTICIPATE IN A COMMUNITY ENGAGEMENT SESSION DESCRIBED IN SECTION 2-2-2305 (2).

(2) THE COMMISSION SHALL:

(a) COLLABORATE WITH THE SOCIETY ABOUT THE STUDY'S SCOPE OF RESEARCH IN THE SUBJECT AREAS DESCRIBED IN SECTION 2-2-2305 (1);

(b) IF THE SOCIETY ENTERS INTO AN AGREEMENT WITH A THIRD-PARTY ENTITY TO CONDUCT ALL OR PART OF THE HISTORICAL RESEARCH, ASSIST WITH THE DEVELOPMENT OF A RUBRIC FOR SELECTING THE ENTITY;

(c) COLLABORATE WITH THE SOCIETY ABOUT DETERMINING THE TIMING AND GEOGRAPHIC REACH FOR EACH COMMUNITY ENGAGEMENT SESSION DESCRIBED IN SECTION 2-2-2305 (2) TO MAXIMIZE ATTENDANCE AT THE SESSION, CONSULT WITH THE SOCIETY ABOUT WHETHER TO HOLD ADDITIONAL COMMUNITY ENGAGEMENT SESSIONS, AND HELP THE SOCIETY MAXIMIZE ATTENDANCE AT THE COMMUNITY ENGAGEMENT SESSIONS;

(d) PROVIDE FEEDBACK TO THE SOCIETY FOLLOWING THE RECEIPT OF UPDATES ABOUT THE HISTORICAL RESEARCH;

(e) ENTER INTO AN AGREEMENT WITH ONE OR MORE THIRD-PARTY ENTITIES TO CONDUCT AN ECONOMIC ANALYSIS, AS DESCRIBED IN SECTION 2-2-2306; AND

(f) DRAFT AND SUBMIT THE REPORT REQUIRED PURSUANT TO SECTION 2-2-2307.

(3) AFTER THE COMMISSION SUBMITS THE REPORT TO THE GENERAL ASSEMBLY AND GOVERNOR PURSUANT TO SECTION 2-2-2307 (1), THE COMMISSION SHALL WORK WITH ANY PARTIES NECESSARY, INCLUDING MEMBERS OF THE GENERAL ASSEMBLY, TO IMPLEMENT THE RECOMMENDATIONS IN THE REPORT.

**2-2-2305. Black Coloradan racial equity study - historical research.** (1) (a) AS PART OF THE STUDY, THE STATE HISTORICAL SOCIETY SHALL CONDUCT HISTORICAL RESEARCH TO DETERMINE ANY POTENTIAL HISTORICAL AND ONGOING EFFECTS OF SLAVERY AND SUBSEQUENT SYSTEMIC RACISM ON BLACK COLORADANS THAT MAY BE ATTRIBUTED TO PRACTICES, SYSTEMS, AND POLICIES OF THE STATE. THE HISTORICAL RESEARCH MUST FOCUS ON AND INCLUDE ALL OF THE FOLLOWING, AS EACH MAY BE ATTRIBUTABLE TO STATE GOVERNMENTAL ENTITIES, POLICIES, SYSTEMS, AND PRACTICES:

(I) RESEARCH ON POTENTIAL HISTORICAL AND ONGOING EFFECTS OF SLAVERY AND SUBSEQUENT SYSTEMIC RACISM ON BLACK COLORADANS IN THE FOLLOWING SUBJECT AREAS: ACCESS TO ASSET AND WEALTH BUILDING, INCLUDING RESIDENTIAL AND COMMERCIAL LOANS, CAPITAL INVESTMENTS, AND GRANTS FOR BUSINESSES; TAX POLICY; K-12 EDUCATION; POSTSECONDARY EDUCATION, INCLUDING HIGHER EDUCATION AND WORKFORCE TRAINING PROGRAMS; HOME OWNERSHIP AND ACCESS TO HOUSING AS AN OWNER OR TENANT; HEALTH DISPARITIES AND ACCESS TO HEALTH CARE; POLICING AND POLICE BRUTALITY; INCARCERATION FOR CRIMES; AND OVERALL TREATMENT OF BLACK COLORADANS AND TRENDS IN THE CRIMINAL JUSTICE SYSTEM. THE SOCIETY SHALL FOCUS ITS RESEARCH IN THE SUBJECT AREAS BASED ON GUIDANCE FROM THE COMMISSION ABOUT SPECIFIC TOPICS FOR STUDY WITHIN THE SUBJECT AREAS.

(II) RESEARCH INTO THE EXTENT STATE GOVERNMENTAL ENTITIES' POLICIES, SYSTEMS, AND PRACTICES MAY HAVE CONTRIBUTED TO ANY HARM CAUSED TO HISTORICALLY IMPACTED BLACK COLORADANS.

(b) IN CONDUCTING THE HISTORICAL RESEARCH, THE SOCIETY MAY CONSIDER AND INCORPORATE OTHER RESEARCH AND STUDIES THAT ARE RELEVANT TO THE SUBJECT AREAS DESCRIBED IN THIS SUBSECTION (1).

(2) (a) THE SOCIETY SHALL CONDUCT AT LEAST TWO COMMUNITY ENGAGEMENT SESSIONS IN DIFFERENT GEOGRAPHIC LOCATIONS IN THE STATE FOR THE PUBLIC TO OFFER INPUT BASED ON LIVED EXPERIENCE WITH STATE GOVERNMENTAL ENTITIES, POLICIES, SYSTEMS, AND PRACTICES THAT HAVE RESULTED IN SYSTEMIC RACISM AND DISCRIMINATION AGAINST HISTORICALLY IMPACTED BLACK COLORADANS AND THEIR IMPACT ON INDIVIDUALS, FAMILIES, AND THE COMMUNITY AS A WHOLE. EACH COMMUNITY ENGAGEMENT SESSION MUST BE HELD AT A TIME AND IN A PLACE THAT THE COMMISSION DETERMINES IS SUFFICIENT TO MAXIMIZE ATTENDANCE. THE SOCIETY SHALL ALLOW MEMBERS OF THE PUBLIC TO PARTICIPATE AND PROVIDE COMMENTS IN PERSON, REMOTELY, AND IN WRITING.

(b) THE SOCIETY MAY, IN ITS DISCRETION AND AFTER CONSULTATION WITH THE COMMISSION, CONDUCT ADDITIONAL COMMUNITY ENGAGEMENT SESSIONS OR ENGAGE WITH THE COMMUNITY THROUGH INTERVIEWS AND OTHER METHODS DETERMINED BY THE SOCIETY.

(3) THE SOCIETY MAY ENTER INTO AN AGREEMENT WITH ONE OR MORE THIRD-PARTY ENTITIES TO CONDUCT ALL OR PART OF THE HISTORICAL RESEARCH.

(4) BEGINNING THREE MONTHS AFTER THE EFFECTIVE DATE OF THIS SECTION, THE SOCIETY SHALL PROVIDE THE COMMISSION WITH QUARTERLY UPDATES ABOUT THE STATUS OF THE STUDY. THE SOCIETY SHALL CONSIDER THE COMMISSION'S FEEDBACK ON THE UPDATES.

(5) NO LATER THAN TWO YEARS AND SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS SECTION, THE SOCIETY SHALL SUBMIT A REPORT TO THE COMMISSION WITH THE RESULTS OF ITS HISTORICAL RESEARCH CONDUCTED PURSUANT TO THIS SECTION AND ANY RECOMMENDATIONS OF THE SOCIETY.

**2-2-2306. Black Coloradan racial equity study - economic analysis - contractor.** (1) THE COMMISSION SHALL ENTER INTO AN AGREEMENT WITH

ONE OR MORE THIRD-PARTY ENTITIES TO CONDUCT AN ECONOMIC ANALYSIS OF THE FINANCIAL IMPACT OF SYSTEMIC RACISM ON HISTORICALLY IMPACTED BLACK COLORADANS UTILIZING THE FINDINGS OF THE HISTORICAL RESEARCH AND, IF FEASIBLE, AN ESTIMATION OF THE FINANCIAL IMPACT ON COLORADO'S ECONOMY RESULTING FROM STATE GOVERNMENTAL ENTITIES, POLICIES, SYSTEMS, AND PRACTICES IN COLORADO.

(2) (a) THE THIRD-PARTY ENTITY SHALL BEGIN CONDUCTING ITS ECONOMIC ANALYSIS AFTER THE SOCIETY HAS COMPLETED ITS RESEARCH AND NO LATER THAN THE DATE THAT THE COMMISSION RECEIVES THE HISTORICAL RESEARCH REPORT FROM THE SOCIETY PURSUANT TO SECTION 2-2-2305 (5).

(b) NO LATER THAN SIX MONTHS AFTER BEGINNING TO CONDUCT ITS ECONOMIC ANALYSIS, THE THIRD-PARTY ENTITY SHALL DELIVER THE RESULTS OF ITS ANALYSIS TO THE COMMISSION.

**2-2-2307. Black Coloradan racial equity study - report - presentation to legislative committees.** (1) NO LATER THAN THREE YEARS AFTER THE EFFECTIVE DATE OF THIS SECTION, THE COMMISSION SHALL SUBMIT A REPORT TO THE GENERAL ASSEMBLY AND THE GOVERNOR ABOUT THE STUDY. THE COMMISSION SHALL PROVIDE THE REPORT TO THE STATE BOARD OF EDUCATION, THE COLORADO COMMISSION ON HIGHER EDUCATION, THE COLORADO ATTORNEY GENERAL, AND THE HEALTH EQUITY COMMISSION CREATED IN SECTION 25-4-2206, AND MAKE THE REPORT AVAILABLE ON A PUBLICLY ACCESSIBLE WEBPAGE OF THE GENERAL ASSEMBLY'S WEBSITE. THE REPORT MUST INCLUDE:

(a) A DESCRIPTION OF THE STUDY'S GOALS;

(b) THE RESULTS OF THE HISTORICAL RESEARCH AND ECONOMIC ANALYSIS;

(c) RECOMMENDATIONS THAT ARE CONSISTENT WITH THE CONSTITUTION TO ADDRESS ANY PAST HARM POTENTIALLY CAUSED BY GOVERNMENTAL ENTITIES, POLICIES, SYSTEMS, AND PRACTICES THAT ARE DISCOVERED THROUGH THE STUDY;

(d) RECOMMENDATIONS ABOUT HOW OUTCOMES OF THE HISTORICAL RESEARCH AND ECONOMIC ASSESSMENTS OF PAST HARM POTENTIALLY CAUSED TO BLACK COLORADANS BY THE PRACTICES, SYSTEMS, AND POLICIES OF THE STATE CAN BE INCORPORATED INTO THE STATE HISTORY STANDARDS FOR K-12 STUDENTS; AND

(e) RECOMMENDATIONS ABOUT HOW TO INCREASE PUBLIC AWARENESS ABOUT RESEARCH AND ECONOMIC ASSESSMENTS OF PAST HARM POTENTIALLY CAUSED TO HISTORICALLY IMPACTED BLACK COLORADANS BY GOVERNMENTAL ENTITIES, POLICIES, SYSTEMS, AND PRACTICES.

(2) THE COMMISSION SHALL PRESENT THE REPORT DESCRIBED IN THIS SECTION TO THE HOUSE OF REPRESENTATIVES STATE, CIVIC, MILITARY, AND VETERANS AFFAIRS COMMITTEE AND THE SENATE STATE, VETERANS, AND MILITARY AFFAIRS COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, DURING THE NEXT REGULAR LEGISLATIVE SESSION THAT BEGINS AFTER THE REPORT IS SUBMITTED TO THE GENERAL ASSEMBLY AND GOVERNOR OR, IF THE GENERAL ASSEMBLY IS IN REGULAR SESSION WHEN THE REPORT IS SUBMITTED AND UPON REQUEST OF THE CHAIR OF THE COMMITTEE, DURING THAT ONGOING REGULAR LEGISLATIVE SESSION.

**2-2-2308. Gifts, grants, and donations - cash fund.** (1) THE COMMISSION MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE PURPOSES OF THIS SECTION. THE COMMISSION SHALL TRANSMIT ALL MONEY RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS TO THE STATE TREASURER, WHO SHALL CREDIT THE MONEY TO THE BLACK COLORADAN RACIAL EQUITY STUDY CASH FUND CREATED IN THIS SECTION.

(2) THE COMMISSION MAY ACCEPT DONATIONS OF IN-KIND SERVICES FOR THE PURPOSES OF THIS SECTION, INCLUDING FOR TECHNICAL ASSISTANCE.

(3) (a) THE BLACK COLORADAN RACIAL EQUITY STUDY CASH FUND IS CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF GIFTS, GRANTS, AND DONATIONS CREDITED TO THE FUND PURSUANT TO SUBSECTION (1) 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.

(b) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED AS FOLLOWS:

(I) TO THE LEGISLATIVE COUNCIL FOR THE COMMISSION TO CARRY OUT THIS PART 23; AND

(II) TO THE SOCIETY FOR CONDUCTING HISTORICAL RESEARCH PURSUANT TO SECTION 2-2-2305.

(c) (I) IF BY JUNE 30, 2025, THE MONEY IN THE FUND HAS NEVER REACHED OR EXCEEDED FIVE HUNDRED THOUSAND DOLLARS, THE STATE TREASURER SHALL RETURN FROM THE FUND TO THE GRANTOR OR DONOR THE AMOUNT OF THE GRANTOR'S OR DONOR'S GIFTS, GRANTS, OR DONATIONS.

(II) IF SECTIONS 2-2-2304, 2-2-2305, 2-2-2306, AND 2-2-2307 TAKE EFFECT PURSUANT TO SECTION 2-2-2309 (1), ON THE DAY PRIOR TO THE REPEAL OF THE FUND FOUR YEARS LATER PURSUANT TO SECTION 2-2-2309 (2), THE STATE TREASURER SHALL RETURN FROM THE FUND TO EACH GRANTOR OR DONOR THE MONEY REMAINING IN THE FUND IN AN AMOUNT THAT IS PROPORTIONAL TO THE GRANTOR'S OR DONOR'S SHARE OF THE TOTAL AMOUNT OF GIFTS, GRANTS, OR DONATIONS DEPOSITED TO THE FUND.

(III) IF ANY MONEY REMAINS IN THE FUND AFTER THE STATE TREASURER RETURNS MONEY TO DONORS OR GRANTORS PURSUANT TO SUBSECTION (3)(c)(I) OR (3)(c)(II) OF THIS SECTION, AS APPLICABLE, THE STATE TREASURER SHALL, PRIOR TO THE REPEAL OF THE FUND, TRANSFER ALL UNEXPENDED AND UNENCUMBERED MONEY IN THE FUND TO THE GENERAL FUND.

**2-2-2309. Effective dates - repeal of part.** (1) SECTIONS 2-2-2304, 2-2-2305, 2-2-2306, AND 2-2-2307 WILL TAKE EFFECT IF THE COMMISSION RECEIVES FIVE HUNDRED THOUSAND DOLLARS OF GIFTS, GRANTS, OR DONATIONS FOR THE PURPOSES OF THIS PART 23. THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL SHALL NOTIFY THE REVISOR OF STATUTES IN WRITING OF THE DATE ON WHICH THE CONDITION SPECIFIED IN THIS SUBSECTION (1) HAS OCCURRED BY E-MAILING THE NOTICE TO REVISOROFSTATUTES.GA@COLEG.GOV. SECTIONS 2-2-2304, 2-2-2305, 2-2-2306, AND 2-2-2307 TAKE EFFECT UPON THE DATE IDENTIFIED IN THE NOTICE THAT THE SOCIETY HAS RECEIVED FIVE HUNDRED THOUSAND DOLLARS OF GIFTS, GRANTS, OR DONATIONS FOR THE PURPOSES OF THIS SECTION OR, IF THE NOTICE DOES NOT SPECIFY THAT DATE, UPON THE DATE OF THE NOTICE TO THE REVISOR OF STATUTES.

(2) THIS PART 23 IS REPEALED, EFFECTIVE JULY 1, 2025; EXCEPT THAT, IF THE REVISOR OF STATUTES RECEIVES NOTICE PURSUANT TO THIS SECTION, THEN THIS PART 23 IS REPEALED, EFFECTIVE FOUR YEARS AFTER SECTIONS 2-2-2304, 2-2-2305, 2-2-2306, AND 2-2-2307 TAKE EFFECT.

**SECTION 2.** In Colorado Revised Statutes, 24-80-211, **add** (2) as follows:

**24-80-211. Society and division - duties - repeal.** (2) (a) THE STATE HISTORICAL SOCIETY SHALL CONDUCT HISTORICAL RESEARCH AS DESCRIBED IN PART 23 OF ARTICLE 2 OF TITLE 2.

(b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2025; EXCEPT THAT, IF THE REVISOR OF STATUTES RECEIVES NOTICE PURSUANT TO SECTION 2-2-2309 (1), THEN THIS SUBSECTION (2) IS REPEALED, EFFECTIVE FOUR YEARS AFTER THE DATE OF THE NOTICE TO THE REVISOR OF STATUTES.

**SECTION 3. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".

Strike pages 6 through 15.

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## MESSAGE FROM THE HOUSE

February 1, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1090, amended as printed in House Journal, February 2, 2024

## MESSAGE FROM THE REVISOR OF STATUTES

February 1, 2024
We herewith transmit:

Without comment, as amended, HB24-1090.

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

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On motion of Majority Leader Rodriguez, 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

**SJR24-006** by Senator(s) Fields and Gardner; also Representative(s) Duran and Pugliese--Concerning the designation of February 4 as "Missing Persons Day" in Colorado.

On motion of Senator Gardner, selected portions of the resolution were read at length and **adopted** by the following roll call vote:

| YES | 28 | NO | 0 | EXCUSED | 7 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | E | Michaelson | E | Smallwood | Y |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | E | Pelton B. | E | Van Winkle | Y |
| Cutter | E | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Buckner, Coleman, Danielson, Exum, Fenberg, Ginal, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Mullica, Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

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Senate in recess. Senate reconvened.

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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:

**SB24-058** by Senator(s) Baisley and Roberts; also Representative(s) Titone and Bird, Joseph--Concerning landowner liability under the Colorado recreational use statute.

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

| YES | 28 | NO | 0 | EXCUSED | 7 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | E | Michaelson | E | Smallwood | Y |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | E | Pelton B. | E | Van Winkle | Y |
| Cutter | E | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Fenberg, Gardner, Kirkmeyer, Liston, Lundeen, Priola, Rodriguez, Smallwood, Van Winkle, and Will.

---

On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Third Reading of Bills -- Final Passage Calendar (SB24-056) of Friday, February 2, was laid over until Monday, February 5, retaining its place on the calendar.

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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.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**SB24-021** by Senator(s) Rich; also Representative(s) Soper--Concerning exempting certain small communities from certain requirements of the "Colorado Common Interest Ownership Act".

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, January 31, page(s) 116 and placed in members' bill files.)

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

**SB24-002** by Senator(s) Roberts; also Representative(s) McCluskie and Frizell--Concerning the authority of a local government to establish a property tax incentive program to address an area of specific local concern related to the use of real property in the government's jurisdiction, and, in connection therewith, authorizing counties and municipalities to offer limited property tax credits or rebates to incentive program participants.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, January 31, page(s) 116-117 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 Winter, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 28 | NO | 0 | EXCUSED | 7 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | E | Michaelson | E | Smallwood | Y |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | E | Pelton B. | E | Van Winkle | Y |
| Cutter | E | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-021 as amended, SB24-002 as amended

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Committee of the Whole

On motion of Senator Winter, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Winter was called to act as Chair.

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## 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:

**SB24-046** by Senator(s) Coleman; --Concerning restricting sales of certain lighters.

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

| YES | 21 | NO | 7 | EXCUSED | 7 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | E | Gonzales | E | Michaelson | E | Smallwood | Y |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | E | Pelton B. | E | Van Winkle | Y |
| Cutter | E | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-046

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## INTRODUCTION OF BILLS -- FIRST READING

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

**HB24-1090** by Representative(s) Titone and Ricks, Weissman; also Senator(s) Exum and Fields–Concerning release of identifying information in criminal justice records.
Judiciary

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## MESSAGE FROM THE HOUSE

February 2, 2024
Mr. President:

The House has adopted and returns herewith SJR24-006.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Monday, February 5, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

27th Legislative Day — Monday, February 5, 2024

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

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

Roll Call — Present--31
Excused--4, Bridges, Kirkmeyer, Liston, Marchman
Present later--1, Kirkmeyer

Quorum — The President announced a quorum present.

Pledge — By Senator Pelton, R.

Approval of the Journal — On motion of Senator Cutter, the Journal of Friday, February 2, 2024, was approved as corrected by the Secretary.

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

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

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On motion of Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow Representatives to speak in the well of the Senate.

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Senate in recess. Senate reconvened.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SB24-002, 021, and 046; SJR24-006.
**Correctly Reengrossed:** SB24-058.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-106** by Senator(s) Zenzinger and Coleman, Buckner, Gardner, Ginal, Kirkmeyer, Liston, Mullica, Pelton R., Roberts, Simpson, Will; also Representative(s) Bird, Bradfield, Clifford, Frizell, Lindstedt, Lynch, Pugliese, Snyder, Taggart, Wilson, Winter T.--Concerning legal actions based on claimed defects in construction projects.
Local Government & Housing

**SB24-107** by Senator(s) Gardner; also Representative(s) Evans--Concerning adding certain crimes to the list of crimes subject to the crime of possession of weapons by previous offenders.
Judiciary

**SB24-108** by Senator(s) Priola and Baisley, Marchman; also Representative(s) Parenti and Weinberg, Titone--Concerning a prohibition on affiliating with a public safety radio network without authorization.
Business, Labor, & Technology

**SB24-109** by Senator(s) Hinrichsen and Pelton B.; also Representative(s) Hartsook and Ortiz--Concerning the continuation of the Colorado veterans' service-to-career program.
State, Veterans, & Military Affairs

**SB24-110** by Senator(s) Rodriguez and Kirkmeyer; --Concerning prohibiting prior authorization for antipsychotic prescription drugs used to treat a mental health condition.
Health & Human Services

**SB24-111** by Senator(s) Kolker and Hansen; also Representative(s) Lieder and Young--Concerning a reduction in the valuation for assessment of qualified-senior primary residence real property.
Finance

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## THIRD READING OF BILLS -- FINAL PASSAGE -- CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-021** by Senator(s) Rich and Exum; also Representative(s) Soper--Concerning exempting certain small communities from certain requirements of the "Colorado Common Interest Ownership Act".

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

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

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

Co-sponsor(s) added: Baisley, Gardner, Hansen, Kirkmeyer, Lundeen, Pelton B., Roberts, Smallwood, and Will.

**SB24-002** by Senator(s) Roberts; also Representative(s) McCluskie and Frizell--Concerning the authority of a local government to establish a property tax incentive program to address an area of specific local concern related to the use of real property in the government's jurisdiction, and, in connection therewith, authorizing counties and municipalities to offer limited property tax credits or rebates to incentive program participants.

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

| YES | 31 | NO | 1 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | E | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Exum, Fenberg, Gardner, Kirkmeyer, Lundeen, Mullica, Pelton B., Pelton R., Priola, Rich, Simpson, Will, and Zenzinger.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-056** by Senator(s) Hinrichsen and Will; also Representative(s) Snyder and Weinberg--Concerning programs for off-highway vehicle users, and, in connection therewith, exempting commercial use on private property from snowmobile registration, creating an out-of-state snowmobile permit to drive on publicly owned lands, and adding the search and rescue fee to snowmobile and off-highway vehicle permits.

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

| YES | 31 | NO | 1 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | E | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

**SB24-046** by Senator(s) Coleman; also Representative(s) Ricks--Concerning restricting sales of certain lighters.

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

Third Reading Amendment No. 1(L.002), by Senator Coleman.

Amend engrossed bill, page 2, line 23, strike "AGE AND THAT:" and substitute "AGE; EXCEPT THAT "NOVELTY LIGHTER" DOES NOT INCLUDE STANDARD DISPOSABLE OR REFILLABLE LIGHTERS THAT ARE PRINTED OR DECORATED WITH LOGOS, LABELS, DECALS, ARTWORK, EMBLEMS, ENGRAVINGS, ETCHINGS, INSCRIPTIONS, OR HEAT SHRINKABLE SLEEVES.".

Page 2, strike lines 24 and 25.

Page 3, strike lines 1 through 6.

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

| YES | 29 | NO | 3 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | E | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | N | Lundeen | Y | Rodriguez | Y | | |

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 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | E | Simpson | N |
| Bridges | E | Gonzales | N | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | N | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | N |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Exum.

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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.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**SB24-051** by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Catlin--Concerning modifications to enhance adult education in Colorado.

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 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 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | E | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-051.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

MEMBER OF THE
PUBLIC UTILITIES COMMISSION

effective January 14, 2024, for a term expiring January 8, 2028:

Megan Gilman of Edwards, Colorado, a Democrat, reappointed.

| YES | 21 | NO | 11 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | E | Simpson | N |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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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:

September 8, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
STATE PLUMBING BOARD

for a term expiring July 1, 2026:

Charles Lee of Grand Junction, Colorado, a person engaged in the construction of residential or commercial buildings as a plumbing contractor, occasioned by the resignation of Justin Guerrero of Greenwood Village, Colorado, appointed;

for terms expiring July 1, 2027:

Daniel Sanchez of Broomfield, Colorado, to serve as a public member at large, appointed;

Albert Rogers of Colorado Springs, Colorado, to serve as a representative of general contractors, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 2/1/24
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

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September 22, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
STATE ELECTRICAL BOARD

for terms expiring July 1, 2026:

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

Matthew Williams of Grand Junction, Colorado to serve as a electrical utility professional member, appointed;

Brent Nilsen of Arvada, Colorado to serve as a representative of the public at large, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 2/1/24
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor & Technology

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November 14, 2023

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

Ladies and Gentlemen:

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

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF LOCAL AFFAIRS

for a term expiring at the Pleasure of the Governor:

Maria De Cambra of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/25/24
Ryan Breitweiser, Journal Clerk

Committee on Local Government & Housing

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January 9, 2024

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 WILDLIFE HABITAT STAMP COMMITTEE

for a term expiring on December 31, 2026:

Ivan James II of Colorado Springs, Colorado, a sportsperson, to serve as a representative of the Southeast region, occasioned by the resignation of John Stark of Colorado Springs, Colorado, appointed;

for terms expiring December 31, 2027:

Julia Kintsch of Golden, Colorado, to serve as a public member, appointed;

Liz Rose of Denver, Colorado, a sportsperson, to serve as a representative of the Northeast region, reappointed;

Jonathan Proctor of Denver, Colorado, to serve as a representative of a nationally recognized conservation organization whose mission is focused on nongame wildlife and whose membership is composed primarily of nongame wildlife users, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 2/1/24
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

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January 12, 2024

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 WILDLIFE HABITAT STAMP COMMITTEE

for a term expiring December 31, 2027:

Liza Graham Rossi of Steamboat Springs, Colorado, to serve as a representative of the Division of Parks and Wildlife and ex-officio member, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 2/1/24
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

February 5, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1016 and HB24-1146.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1086 and HB24-1091 amended as printed in House Journal, February 5, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES

February 5, 2024
We herewith transmit:

Without comment, HB24-1016 and 1146.
Without comment, as amended, HB24-1086 and 1091.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-112** by Senator(s) Lundeen, Baisley, Gardner, Kirkmeyer, Liston, Pelton B., Pelton R., Rich, Simpson, Smallwood, Van Winkle, Will; --Concerning the procedures governing construction defect actions.
Local Government & Housing

**SB24-113** by Senator(s) Coleman and Exum; --Concerning measures to make youth sports safer.
Education

**SB24-114** by Senator(s) Rich; --Concerning a state income tax credit for parental engagement in schools.
Finance

**SB24-115** by Senator(s) Michaelson Jenet; also Representative(s) Young--Concerning requirements to practice as a mental health professional.
Health & Human Services

**SB24-116** by Senator(s) Buckner; also Representative(s) Jodeh--Concerning health-care billing for indigent patients receiving services not reimbursed through the Colorado indigent care program.
Health & Human Services

**SB24-117** by Senator(s) Cutter; also Representative(s) deGruy Kennedy--Concerning protections for individuals with an eating disorder, and, in connection therewith, requiring an eating disorder treatment and recovery facility to hold an appropriate designation and requiring the behavioral health administration to regulate the use of involuntary feeding tubes.
Health & Human Services

**SB24-118** by Senator(s) Gonzales; --Concerning changes to lifetime supervision of sex offenders to increase access to sex offender treatment for high-risk sex offenders in the department of corrections.
Judiciary

**SB24-119** by Senator(s) Exum; also Representative(s) Garcia and Mabrey--Concerning classifying the death of a parent as abandonment in determinations for vulnerable youth.
Judiciary

**SB24-120** by Senator(s) Fields; --Concerning updates to the "Crime Victim Compensation Act".
Judiciary

**SB24-121** by Senator(s) Pelton R.; --Concerning the creation of a separate health facility license for critical access hospitals.
Health & Human Services

**SB24-122** by Senator(s) Kirkmeyer; --Concerning creating a scholarship program for students to pursue educational opportunities.
Education

**SB24-123** by Senator(s) Priola and Hansen; also Representative(s) Mauro and Froelich--Concerning the creation of an enterprise that is exempt from the requirements of section 20 of article X of the state constitution to administer a fee-based waste tire management program.
Finance

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SJR24-006.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Tuesday, February 6, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

28th Legislative Day — Tuesday, February 6, 2024

Prayer — By Senator Gardner.

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

Roll Call — Present--30
Excused--5, Bridges, Cutter, Fields, Marchman, Smallwood

Quorum — The President announced a quorum present.

Pledge — By Senator Pelton, R.

Approval of the Journal — On motion of Senator Exum, the Journal of Monday, February 5, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, and 123.
**Correctly Engrossed:** SB24-051.
**Correctly Reengrossed:** SB24-002, 021, 046, and 056.

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## COMMITTEE OF REFERENCE REPORTS

Trans-portation & Energy — After consideration on the merits, the Committee recommends that **SB24-036** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 4, line 9, strike "THE NATIONAL BUREAU OF ECONOMIC".

Page 4, strike lines 10 through 13 and substitute "IN ADDITION, THE INSURANCE INSTITUTE FOR HIGHWAY SAFETY AND THE HIGHWAY LOSS DATA INSTITUTE HAVE FOUND THAT MOTOR VEHICLES WITH HOOD HEIGHTS OF MORE THAN FORTY INCHES ARE ABOUT FORTY-FIVE PERCENT MORE LIKELY TO CAUSE FATALITIES IN COLLISIONS WITH PEDESTRIANS THAN MOTOR VEHICLES WITH HOOD HEIGHTS OF THIRTY INCHES OR LESS, IN PART BECAUSE THEY CAUSE MORE HEAD AND TORSO INJURIES, AND AN ANALYSIS BY CONSUMER REPORTS FOUND THAT THE AVERAGE HOOD HEIGHT OF PASSENGER TRUCKS HAS INCREASED BY ELEVEN PERCENT SINCE 2000 AND THE WEIGHT OF NEW TRUCKS INCREASED BY TWENTY-FOUR PERCENT BETWEEN 2000 AND 2018.

(e) THE FEDERAL HIGHWAY ADMINISTRATION SUPPORTS THE VISION OF HAVING ZERO TRAFFIC FATALITIES AND PROVIDES A LIST OF PROVEN SAFETY COUNTERMEASURES THAT WERE SELECTED BASED ON PROVEN RESEARCH THAT DEMONSTRATES THEIR EFFECTIVENESS. THESE STRATEGIES ARE DESIGNED TO IMPROVE SAFETY FOR ALL ROAD USERS, NOT ONLY VULNERABLE ROAD USERS, AND THE FEDERAL HIGHWAY ADMINISTRATION STRONGLY ENCOURAGES TRANSPORTATION AGENCIES TO CONSIDER WIDESPREAD IMPLEMENTATION OF THESE MEASURES TO ACCELERATE THE ACHIEVEMENT OF LOCAL, STATE, AND NATIONAL SAFETY GOALS.".

Reletter succeeding paragraph accordingly.

Page 4, line 20, strike "THE" and substitute "BOTH THE BENEFITS OF A SAFER TRANSPORTATION SYSTEM THAT THE ENTERPRISE PROVIDES TO ALL FEE PAYERS, INCLUDING THE LARGE NUMBER OF FEE PAYERS WHO BOTH REGISTER MOTOR VEHICLES AND USE OR HAVE THE OPPORTUNITY TO USE ROADS AS VULNERABLE ROAD USERS, AND THE VARYING".

Page 5, strike lines 1 through 6 and substitute:

(a) THE ENTERPRISE PROVIDE BENEFITS TO ALL FEE PAYERS BECAUSE, WHEN IT PROVIDES DEDICATED FUNDING FOR TRANSPORTATION".

Page 5, strike line 10 and substitute "INJURY, IT:

(I) MAKES IT LESS LIKELY THAT ANY GIVEN FEE PAYER'S MOTOR VEHICLE WILL BE INVOLVED IN SUCH A COLLISION, WHICH:

(A) REDUCES THE RISKS THAT THE FEE PAYER OR OTHER OPERATOR OF THE MOTOR VEHICLE OR A PASSENGER IN THE MOTOR VEHICLE WILL BE KILLED OR INJURED IN OR THAT THE MOTOR VEHICLE OR PROPERTY IN OR ATTACHED TO THE MOTOR VEHICLE WILL BE DAMAGED IN SUCH A COLLISION;

(B) REDUCES THE RISKS THAT THE OWNER OR OPERATOR OF THE MOTOR VEHICLE WILL BE LEGALLY LIABLE FOR THE DEATH OF OR INJURY TO SUCH AN OPERATOR OR PASSENGER OR THE DEATH OF OR INJURY TO A VULNERABLE ROAD USER OR FOR DAMAGE TO THEIR PROPERTY, SOME OF WHICH RISKS ARE GREATER FOR THE HEAVIER MOTOR VEHICLES AND MOTOR VEHICLES WITH CONFIGURATIONS THAT ARE MORE DANGEROUS TO VULNERABLE ROAD USERS ON WHICH THE ENTERPRISE WILL IMPOSE HIGHER MOTOR VEHICLE REGISTRATION FEES; AND

(C) LOWERS THE COSTS OF MOTOR VEHICLE INSURANCE, ESPECIALLY FOR THE HEAVIER MOTOR VEHICLES AND MOTOR VEHICLES WITH CONFIGURATIONS THAT ARE MORE DANGEROUS TO VULNERABLE ROAD USERS AND ON WHICH THE ENTERPRISE WILL IMPOSE HIGHER MOTOR VEHICLE REGISTRATION FEES; AND

(II) MAKES IT LESS LIKELY THAT A VULNERABLE ROAD USER, WHO IN MANY CASES IS ALSO A FEE PAYER, WILL BE KILLED OR SERIOUSLY INJURED IN SUCH AN ACCIDENT.

(b) IN ADDITION TO THE DIRECT BENEFITS THAT IT PROVIDES TO FEE PAYERS, THE ENTERPRISE ALSO PROVIDES IMPACT REMEDIATION SERVICES WHEN, IN EXCHANGE FOR THE PAYMENT OF MOTOR VEHICLE REGISTRATION FEES THAT IT IMPOSES ON MOTOR VEHICLES IN WEIGHT- AND CONFIGURATION-BASED AMOUNTS THAT INCREASE AS THE POTENTIAL HARM TO VULNERABLE ROAD USERS FROM SUCH MOTOR VEHICLES INCREASES, IT MAKES THE TRANSPORTATION SYSTEM SAFER SPECIFICALLY FOR VULNERABLE ROAD USERS AND MORE GENERALLY FOR ALL ROAD USERS.".

Reletter succeeding paragraphs accordingly.

Page 5, line 11, after "PROVIDING" insert "DIRECT AND INDIRECT BENEFITS AND".

Page 5, line 12, strike "ARTICLE 4," and substitute "PART 16,".

Page 5, line 25, strike "PURPOSE OF" and substitute "PURPOSES OF PROVIDING DIRECT AND INDIRECT BENEFITS TO FEE PAYERS AND".

Page 6, strike line 10 and substitute "BASED ON THE DIRECT AND INDIRECT BENEFITS PROVIDED TO AND IMPACTS CAUSED BY FEE PAYERS AND THE COSTS OF PROVIDING THOSE BENEFITS AND".

Page 6, lines 26 and 27, strike "THE DEPARTMENT, OR ANY OTHER PUBLIC ENTITY" and substitute "A CITY AND COUNTY, OR ANY OTHER PUBLIC ENTITY OTHER THAN A PUBLIC ENTITY THAT IS PART OF THE STATE, AS DEFINED IN SECTION 24-77-102 (16),".

Page 7, line 4, strike "IDENTIFIED IN THE FEDERAL HIGHWAY".

Page 7, strike line 5.

Page 7, line 6, strike "ROAD USER ASSESSMENT".

Page 7, line 8, strike "INCLUDE, BUT ARE NOT".

Page 7, strike lines 9 through 20 and substitute "INCLUDE:

(a) THE FOLLOWING PROJECT TYPES DRAWN FROM THE FEDERAL HIGHWAY ADMINISTRATION'S LIST OF PROVEN SAFETY COUNTERMEASURES:

(I) WALKWAYS SUCH AS SIDEWALKS AND SHARED-USE PATHS;

(II) BICYCLE LANES, WITH A PREFERENCE FOR BICYCLE LANES THAT WILL BE DEVELOPED, DESIGNED, AND DELIVERED IN ACCORDANCE WITH GUIDELINES AND PROCESSES SET FORTH IN THE FEDERAL HIGHWAY ADMINISTRATION'S BIKEWAY SELECTION GUIDE;

(III) MEDIANS AND PEDESTRIAN REFUGE ISLANDS;

(IV) LIGHTING ALONG PEDESTRIAN AND BICYCLE FACILITIES, INTERSECTIONS, AND CROSSINGS;

(V) CROSSING SAFETY FEATURES SUCH AS CROSSWALK VISIBILITY ENHANCEMENTS, LEADING PEDESTRIAN INTERVALS, PEDESTRIAN HYBRID BEACONS, AND RECTANGULAR RAPID FLASHING BEACONS;

(VI) ROAD DIETS AND OTHER ROADWAY RECONFIGURATIONS THAT IMPROVE SAFETY;

(VII) TRAFFIC CIRCLES AND OTHER TRAFFIC CALMING OR SPEED MANAGEMENT DEVICES;

(VIII) THE SYSTEMIC APPLICATION OF MULTIPLE LOW-COST COUNTERMEASURES AT STOP-CONTROLLED INTERSECTIONS;

(IX) THE IMPLEMENTATION OF APPROPRIATE SPEED LIMITS FOR ALL ROAD USERS;

(X) SPEED SAFETY AND RED LIGHT CAMERAS;

(XI) CORRIDOR ACCESS MANAGEMENT; AND

(XII) LONGITUDINAL RUMBLE STRIPS AND STRIPES;

(b) OTHER VULNERABLE ROAD USER SAFETY PROJECTS PROPOSED BY ELIGIBLE ENTITIES AND APPROVED BY THE BOARD; AND

(c) PROJECTS THAT ARE PARTLY LOCATED IN OR BENEFIT A COUNTY IN WHICH THE VULNERABLE ROAD USER FEE IS IMPOSED PURSUANT TO SUBSECTION (7) OF THIS SECTION BUT ARE ALSO LOCATED IN OR BENEFIT ONE OR MORE ADJACENT COUNTIES.".

Page 8, line 12, strike "WHEELS,".

Page 8, strike line 13 and substitute "WHEELS AND IS".

Page 8, lines 17 and 18, strike "WEIGHS NO MORE THAN NINE THOUSAND FIVE HUNDRED POUNDS,".

Page 9, strike lines 24 through 27.

Page 10, strike line 1 and substitute:

"(IV) A MAYOR, MEMBER OF A BOARD OF COUNTY COMMISSIONERS, OR MEMBER OF THE GOVERNING BODY OF A MUNICIPALITY WHO HAS EXPERTISE IN MULTIMODAL TRANSPORTATION PLANNING APPOINTED BY THE GOVERNOR.".

Page 10, line 17, after the period add "BECAUSE OF THE HEIGHTENED AND INCREASING DANGER TO VULNERABLE ROAD USERS THAT RESULTS FROM A DEARTH OF TRANSPORTATION SYSTEM INFRASTRUCTURE THAT PROTECTS THEM FROM COLLISIONS WITH MOTOR VEHICLES, IT IS OF CRITICAL IMPORTANCE THAT THE ENTERPRISE COMPLETE ELIGIBLE PROJECTS AS SOON AS IT CAN TO SAVE LIVES AND PREVENT SERIOUS INJURIES, AND THE ENTERPRISE IS THEREFORE ENCOURAGED TO ISSUE REVENUE BONDS SO THAT IT CAN ACCELERATE THE COMPLETION OF ELIGIBLE PROJECTS.".

Page 14, lines 3 and 4, strike "(7)(c) AND (7)(d)" and substitute "(7)(c), (7)(d), (7)(e), AND (7)(f)".

Page 14, line 6, after "CONFIGURATION-BASED" insert "VULNERABLE ROAD USER PROTECTION".

Page 16, line 20, after "USER" insert "PROTECTION".

Page 16, after line 26 insert:

"(e) THE ENTERPRISE SHALL NOT IMPOSE THE VULNERABLE ROAD USER PROTECTION FEE ON ANY MOTOR VEHICLE THAT IS OWNED OR LEASED BY THE STATE OR ANY DEPARTMENT, AGENCY, OR POLITICAL SUBDIVISION OF THE STATE.

(f) THE BOARD OF COUNTY COMMISSIONERS OF A COUNTY THAT IS NOT ONE OF THE TWELVE MOST POPULOUS COUNTIES IN THE STATE MAY, BY RESOLUTION, AUTHORIZE THE ENTERPRISE TO IMPOSE THE VULNERABLE ROAD USER PROTECTION FEE ON THE REGISTRATION OF PASSENGER CARS AND LIGHT TRUCKS REGISTERED IN THE COUNTY AND SHALL PROVIDE A COPY OF ANY SUCH RESOLUTION TO THE ENTERPRISE. AFTER RECEIVING SUCH A RESOLUTION, THE ENTERPRISE, COMMENCING ON AN ADMINISTRATIVELY FEASIBLE DATE DETERMINED BY THE ENTERPRISE IN CONSULTATION WITH THE DEPARTMENT OF REVENUE, SHALL IMPOSE THE FEE ON THE REGISTRATION OF PASSENGER CARS AND LIGHT TRUCKS REGISTERED IN THE COUNTY AND INCLUDE ELIGIBLE ENTITIES IN THE COUNTY WHEN MAKING GRANTS IN ACCORDANCE WITH SUBSECTION (8) OF THIS SECTION.".

Reletter succeeding paragraph accordingly.

Page 17, after line 10 insert:

"(b) WHEN EVALUATING GRANT APPLICATIONS, THE ENTERPRISE BOARD SHALL CONSIDER AND GIVE PRIORITY TO PROJECTS THAT:

(I) ARE EXPECTED TO IMPROVE SAFETY MORE RELATIVE TO THEIR COST THAN OTHER PROJECTS FOR WHICH APPLICATIONS HAVE BEEN SUBMITTED;

(II) WILL BE COMPLETED ON OR NEAR A HIGH-INJURY OR HIGH- RISK NETWORK, INCLUDING A HIGH-RISK OR HIGH-INJURY NETWORK THAT HAS BEEN IDENTIFIED BY A METROPOLITAN PLANNING ORGANIZATION OR LOCAL JURISDICTION, OR THAT PROVIDES ALTERNATIVE ROUTES FOR PEOPLE TRAVELING OUTSIDE OF MOTOR VEHICLES;

(III) TAKE PLACE IN TRANSIT-ORIENTED CORRIDORS OR THAT IMPROVE CONNECTIVITY BETWEEN HOUSING, JOBS, TRANSIT, AND OTHER DESTINATIONS FOR PEOPLE TRAVELING OUTSIDE OF MOTOR VEHICLES;

(IV) IMPROVE ACCESSIBILITY FOR INDIVIDUALS WITH DISABILITIES; AND

(V) FOR WHICH GRANT FUNDING WILL SUPPLEMENT AND NOT SUPPLANT LOCAL FUNDING FOR RELATED PROJECTS.".

Reletter succeeding paragraph accordingly.

Page 17, line 11, strike "IN" and substitute "WHEN".

Page 17, line 13, strike "TO EACH COUNTY IN AMOUNTS THAT ARE" and substitute "SO THAT THE TOTAL AMOUNT OF GRANTS AWARDED TO ELIGIBLE ENTITIES WITHIN EACH COUNTY IS".

Page 17, strike lines 18 and 19 and substitute "FIFTY THOUSAND DOLLARS;".

Page 17, strike lines 26 and 27 and substitute "MILLION DOLLARS; AND".

Page 18, after line 5 insert:

"(d) THE DEPARTMENT SHALL REDUCE OVERSIGHT REQUIREMENTS FOR FEDERAL OFF-SYSTEM AND STATE OFF-SYSTEM ELIGIBLE PROJECTS THAT ARE PARTIALLY OR OF FULLY FUNDED BY THE ENTERPRISE IF NO FEDERAL FUNDS ARE INVOLVED IN THE ELIGIBLE PROJECT AND THE DEPARTMENT DETERMINES THAT FEDERAL REQUIREMENTS DO NOT APPLY.".

Trans-portation & Energy

After consideration on the merits, the Committee recommends that **SB24-032** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 7, line 17, after "PASS" insert "ON A UNIVERSAL PLATFORM".

Page 8, line 1, strike "FIFTEEN".

Page 8, line 15, strike "AND".

Page 8, line 19, strike "PROGRAM" and substitute "PROGRAM;".

Page 8, after line 19 insert:

"(VI) ONE REPRESENTATIVE FROM A DISPROPORTIONATELY IMPACTED COMMUNITY. AS USED IN THIS SUBSECTION (3)(b)(VI), "DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).

(VII) ANY OTHER MEMBERS DEEMED NECESSARY BY THE EXECUTIVE DIRECTOR.".

Page 28, strike lines 11 through 27.

Strike pages 29 and 30.

Page 31, strike lines 1 through 7.

Renumber succeeding sections accordingly.

Page 31, line 10, strike "section 2 of this act takes" and substitute "sections 2 and 4 of this act take".

Judiciary

After consideration on the merits, the Committee recommends that **SB24-003** 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 intent - legislative findings.** (1) It is the intent of the general assembly that the Colorado bureau of investigation investigate:

(a) Egregious attempts to purchase firearms by previously convicted felons who are identified through the Instacheck unit denial process;

(b) Unlawful activity involving illegal firearm components and accessories; and

(c) Tips and information relating to firearms violations as they are received, specifically focusing on straw purchases and personally manufactured firearms, commonly known as ghost guns.

(2) (a) The general assembly finds that the Colorado bureau of investigation has operated in partnership with local law enforcement agencies on criminal investigations and that the bureau maintains a robust operating directive that outlines how investigators will, as soon as practicable after an investigation begins, communicate with local law enforcement agencies to determine the nature and extent of a firearm-related investigation.

(b) The general assembly intends that the Colorado bureau of investigation communicate with local law enforcement and the local district attorney in the jurisdiction where the bureau is conducting an investigation into illegal activity involving firearms.".

Renumber succeeding sections accordingly.

Page 2, strike lines 10 through 12 and substitute:

"(t) TO INVESTIGATE THROUGHOUT THE STATE CRIMINAL ACTIVITY INVOLVING FIREARMS DESCRIBED IN ARTICLE 12 OF TITLE 18, INCLUDING INVESTIGATING ILLEGAL FIREARM TRANSFERS AND ATTEMPTS, AS DESCRIBED IN SECTION 18-2-101, TO ILLEGALLY OBTAIN A FIREARM. WHEN CONDUCTING AN INVESTIGATION, THE BUREAU SHALL REASONABLY COMMUNICATE WITH LOCAL LAW ENFORCEMENT AGENCIES AND COLLABORATE WITH THE LOCAL DISTRICT ATTORNEY IN THE JURISDICTION WHERE THE BUREAU IS CONDUCTING AN INVESTIGATION IN THE BEGINNING STAGES OF THE INVESTIGATION. THIS SUBSECTION (1)(t) DOES NOT AUTHORIZE THE BUREAU TO INVESTIGATE OTHER CRIMINAL ACTIVITY ENCOUNTERED DURING A FIREARMS-RELATED INVESTIGATION WITHOUT CONSENT FROM, OR IN COLLABORATION WITH, THE LOCAL LAW ENFORCEMENT AGENCY AS REQUIRED BY LAW.".

Judiciary After consideration on the merits, the Committee recommends that **HB24-1020** be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **HB24-1090** 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 **SB24-013** be referred to the Committee on Appropriations with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **SB24-071** 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 **SB24-078** be referred to the Committee on Appropriations with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **SB24-070** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, lines 8 and 9, strike "**add** (1)(f)" and substitute "**amend** (1)(e)".

Page 3, strike lines 11 through 27 and substitute "**definitions.** (1) (e) (I) The department OF EDUCATION shall review and update assessment administration and security policies as necessary to maintain the integrity of the assessments.

(II) FOR ALL OR ANY PORTION OF A STATE ASSESSMENT ADMINISTERED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION THAT ALLOWS A STUDENT TO USE A COMPUTER, THE DEPARTMENT OF EDUCATION SHALL DEVELOP, REVIEW, AND UPDATE STATE ASSESSMENT ADMINISTRATION AND SECURITY POLICIES FOR HOME-BASED, VIRTUAL ADMINISTRATION OF COMPUTER-BASED STATE ASSESSMENTS FOR STUDENTS ENROLLED FULL TIME IN ONLINE SCHOOLS OR ONLINE PROGRAMS, AS DEFINED IN SECTION 22-30.7-102. THE STATE ASSESSMENT ADMINISTRATION AND SECURITY POLICIES MUST INCLUDE, BUT NOT BE LIMITED TO:

(A) TESTING PERSONNEL QUALIFICATIONS;

(B) MAXIMUM RATIO OF STUDENTS TO VIRTUAL ADMINISTRATOR;

(C) TESTER VERIFICATION;

(D) REMOTE SETTING REQUIREMENTS, INCLUDING RESTRICTION TO OTHER DEVICES OR PEOPLE WITH OR WITHOUT INTERNET CAPABILITIES;

(E) MONITORING OF THE TEST-TAKER AND TESTING ENVIRONMENT;

(F) DEVICE AND NETWORK REQUIREMENTS;

(G) PARENTAL CONSENT AGREEMENTS; AND

(H) ELIGIBILITY FOR SCHOOLS TO CONDUCT HOME-BASED, VIRTUAL ADMINISTRATION OF STATE ASSESSMENTS.

(III) THE POLICIES ESTABLISHED PURSUANT TO SUBSECTION (1)(e)(II) OF THIS SECTION MUST SUPPORT THE VALIDATION ACTIVITIES NECESSARY FOR THE HOME-BASED, VIRTUAL ADMINISTRATION OF STATE ASSESSMENTS IN THE 2024-25 SCHOOL YEAR, WITH THE EXPECTATION OF FULL IMPLEMENTATION OF HOME-BASED, VIRTUAL ADMINISTRATION OF STATE ASSESSMENTS NO LATER THAN THE 2025-26 SCHOOL YEAR THAT RESULT IN VALID SCORES FOR THE PURPOSES DESCRIBED IN SUBSECTION (7)(b) OF THIS SECTION.

(IV) TO ESTABLISH THE VALIDITY OF HOME-BASED, VIRTUALLY ADMINISTERED STATE ASSESSMENTS BEGINNING IN THE 2024-25 SCHOOL YEAR, THE DEPARTMENT OF EDUCATION SHALL CONDUCT VALIDATION ACTIVITIES, GATHER DATA, AND EVALUATE THE COMPARABILITY OF SCORES BETWEEN HOME-BASED, VIRTUALLY ADMINISTERED STATE ASSESSMENTS AND SCHOOL-BASED, IN-PERSON ADMINISTERED STATE ASSESSMENTS. TO ENCOURAGE STUDENT AND EDUCATOR PARTICIPATION IN VALIDATION ACTIVITIES, THE DEPARTMENT OF EDUCATION MAY PROVIDE INCENTIVES.".

Page 4, strike lines 1 through 11.

Renumber succeeding subsection accordingly.

Page 4, line 12, strike "(1)(f)," and substitute "(1)(e),".

Page 4, strike lines 14 through 16.

Reletter succeeding sub-subparagraph.

Page 4, after line 19 insert:

"(B) "VALIDATION ACTIVITIES" MEANS THE PROCESS OF COLLECTING EVIDENCE TO EVALUATE THE APPROPRIATENESS OF THE INTERPRETATIONS OF, USES FOR, AND DECISIONS MADE BASED ON STATE ASSESSMENT RESULTS.

**SECTION 3. Safety clause.** The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions.".

Page 4, strike lines 20 through 27.

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## THIRD READING OF BILLS -- FINAL PASSAGE -- CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-051** by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) Kipp and Catlin--Concerning modifications to enhance adult education in Colorado.

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

| YES | 29 | NO | 1 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | E | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | E | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

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Committee of the Whole

On motion of Senator Exum, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Exum was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**SB24-045** by Senator(s) Liston; also Representative(s) Rutinel and Taggart--Concerning modifications to the exemptions from the sterilization requirement under the "Pet Animal Care and Facilities Act".

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

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

The Committee of the Whole took the following action:

Passed on second reading: SB24-045.

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## CONSIDERATION OF RESOLUTIONS

**SJR24-007** by Senator(s) Baisley; also Representative(s) Luck--Concerning designating portions of United States Highway 24 and State Highway 67 that are in Teller County as the Purple Heart Trail.

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

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

Co-sponsor(s) added: Buckner, Coleman, Danielson, Exum, Fenberg, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

February 6, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1011, HB24-1042, and HB24-1060, amended as printed in House Journal, February 6, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1062 and HB24-1081.

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## MESSAGE FROM THE REVISOR OF STATUTES

February 6, 2024
We herewith transmit:

Without comment, HB24-1062 and 1081.
Without comment, as amended, HB24-1011, 1042, and 1060.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-124** by Senator(s) Michaelson Jenet and Rich; also Representative(s) Hartsook--Concerning requiring health-care coverage for biomarker testing.
Health & Human Services

**SB24-125** by Senator(s) Pelton B. and Michaelson Jenet; --Concerning the enactment of the "Interstate Compact for the Placement of Children".
Health & Human Services

**SB24-126** by Senator(s) Will and Winter F., Pelton R., Roberts; also Representative(s) Lukens and Lynch, Armagost, Hartsook, Martinez, Velasco--Concerning the conservation easement income tax credit, and, in connection therewith, extending the conservation easement oversight commission and the certified holder program indefinitely, increasing the limit on conservation easement income tax credits available to donors in one calendar year, and allowing multiple transfers of conservation easement income tax credits.
Agriculture & Natural Resources

**SB24-127** by Senator(s) Kirkmeyer; also Representative(s) Bird--Concerning the establishment of a dredge-and-fill permit program to regulate the discharge of pollutants into certain state waters in response to recent changes in federal law, and, in connection therewith, establishing the stream and wetlands protection commission and the stream and wetlands protection division and authorizing the stream and wetlands protection division to administer and enforce the dredge-and-fill permit program in accordance with rules promulgated by the stream and wetlands protection commission.
Agriculture & Natural Resources

**SB24-128** by Senator(s) Hinrichsen and Pelton B., Ginal, Rich; also Representative(s) Bradley and McLachlan, Pugliese--Concerning the repeal of an obsolete provision that required the department of transportation to make recommendations to the general assembly by 2011.
Transportation & Energy

**SB24-129** by Senator(s) Pelton B. and Kolker; also Representative(s) deGruy Kennedy and Frizell--Concerning protecting the privacy of persons associated with nonprofit entities, and, in connection therewith, prohibiting public agencies from taking certain actions relating to the collection and disclosure of data that may identify such persons.
Business, Labor, & Technology

**HB24-1146** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning authorizing the department of health care policy and financing to suspend a provider's enrollment if the provider is participating in an organized fraud scheme.
Appropriations

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, February 7, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

29th Legislative Day Wednesday, February 7, 2024

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

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

Roll Call — Present--31
Excused--4, Bridges, Kirkmeyer, Winter, Zenzinger
Present later--3, Bridges, Kirkmeyer, Zenzinger

Quorum — The President announced a quorum present.

Pledge — By Senator Pelton, R.

Approval of the Journal — On motion of Senator Cutter, the Journal of Tuesday, February 6, 2024, was approved as corrected by the Secretary.

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At the order of the President, Senators Bridges and Zenzinger were added to the current roll call.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-124, 125, 126, 127, 128, and 129.
**Correctly Engrossed:** SB24-045; SJR24-007.
**Correctly Reengrossed:** SB24-051.
**Correctly Enrolled:** SJR24-006.

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## 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:

MEMBERS OF THE
FINANCIAL SERVICES BOARD

effective July 2, 2023, for terms expiring July 1, 2027:

Shane Silvernale of Lakewood, Colorado, to serve as an executive officer of a state credit union, reappointed;

Tracie Wilcox of Arvada, Colorado, to serve as an executive officer of a state credit union, appointed.

Finance

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

MEMBER OF THE
ADVISORY COMMITTEE ON GOVERNMENTAL ACCOUNTING

for a term expiring May 18, 2027:

Janeen Hathcock of Castle Rock, Colorado, to serve as a certified public accountant, occasioned by the resignation of Matthew Marino of Golden, Colorado, appointed.

Finance

After consideration on the merits, the Committee recommends that **SB24-044** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, after line 2 insert:

"(a) "ASSOCIATION" MEANS THE PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION CREATED IN SECTION 24-51-201.".

Reletter succeeding paragraphs accordingly.

Page 3, after line 6 insert:

"(I) IS A RETIREE, AS DEFINED IN SECTION 24-51-101 (39);".

Renumber succeeding subparagraphs accordingly.

Page 3, line 9, strike "AN ANNUAL" and substitute "A FEDERAL ADJUSTED".

Page 3, after line 16 insert:

"(4) THE ASSOCIATION SHALL PROVIDE TO THE STATE AUDITOR DATA ON RETIREES AS NECESSARY TO IMPLEMENT THIS SECTION. THE DEPARTMENT OF REVENUE SHALL PROVIDE TO THE STATE AUDITOR DATA ON THE NUMBER OF INDIVIDUALS WHO CLAIM THE TAX CREDIT ALLOWED BY THIS SECTION.".

Renumber succeeding subsections accordingly.

Finance

After consideration on the merits, the Committee recommends that **SB24-086** be referred to the Committee of the Whole with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB24-018** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB24-020** be referred to the Committee on Appropriations with favorable recommendation.

Appro-priations

After consideration on the merits, the Committee recommends that **HB24-1146** 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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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-130** by Senator(s) Mullica and Will; also Representative(s) Brown--Concerning raising the limitation on noneconomic damages in medical malpractice actions.
Judiciary

**SB24-131** by Senator(s) Jaquez Lewis and Kolker, Cutter, Fields, Sullivan; also Representative(s) Brown and Lindsay, Froelich--Concerning prohibiting carrying a firearm in sensitive spaces.
Judiciary

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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:

**SB24-045** by Senator(s) Liston; also Representative(s) Rutinel and Taggart--Concerning modifications to the exemptions from the sterilization requirement under the "Pet Animal Care and Facilities Act".

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

| YES | 30 | NO | 3 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | E | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Roberts.

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

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On motion of Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB24-1146 was made Special Orders at 9:22 a.m.

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Committee of the Whole

The hour of 9:22 a.m. having arrived, Senator Hinrichsen moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

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## SPECIAL ORDERS -- SECOND READING OF BILLS

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

**HB24-1146** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning authorizing the department of health care policy and financing to suspend a provider's enrollment if the provider is participating in an organized fraud scheme.

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

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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

The Committee of the Whole took the following action:

Passed on second reading: HB24-1146.

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

February 7, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1179.

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## MESSAGE FROM THE REVISOR OF STATUTES

February 7, 2024
We herewith transmit:

Without comment, HB24-1179.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-132** by Senator(s) Rich and Zenzinger; also Representative(s) McLachlan and Lukens–Concerning extending evaluation protections to all educators.
Education

**SB24-133** by Senator(s) Baisley; –Concerning the creation of a task force to study reforming certain types of motor vehicle regulation.
Transportation & Energy

**SB24-134** by Senator(s) Smallwood; also Representative(s) Willford–Concerning the operation of a home-based business in a common interest community.
Local Government & Housing

**SB24-135** by Senator(s) Buckner; also Representative(s) Brown–Concerning the modification of state agency and department reporting requirements.
State, Veterans, & Military Affairs

**SB24-136** by Senator(s) Gardner; –Concerning the "Uniform Guardianship, Conservatorship, and Other Protective Arrangements Act".
Judiciary

**SB24-137** by Senator(s) Simpson and Gonzales; also Representative(s) Martinez and Holtorf–Concerning the planting of uncertified potatoes, and, in connection therewith, requiring that uncertified potato seed stock be tested and approved by the certifying authority of Colorado before planting.
Agriculture & Natural Resources

**SB24-138** by Senator(s) Simpson; also Representative(s) Martinez–Concerning the modification of the salary categorization of locally elected officers in specified counties.
Local Government & Housing

**SB24-139** by Senator(s) Gonzales; –Concerning the creation of the 911 services enterprise.
Finance

**SB24-140** by Senator(s) Gardner; –Concerning the creation of the Colorado small business innovative research matching program.
Business, Labor, & Technology

**SB24-141** by Senator(s) Van Winkle and Michaelson Jenet; –Concerning out-of-state health-care workers providing health-care services through telehealth to patients located in Colorado.
Health & Human Services

**SB24-142** by Senator(s) Marchman and Kirkmeyer; also Representative(s) Bird and Hartsook–Concerning oral health screening in public schools.
Health & Human Services

**SB24-143** by Senator(s) Coleman and Zenzinger; also Representative(s) Herod–Concerning credential assessment tools, and, in connection therewith, integrating frameworks for nondegree credential evaluation and classification into state education and workforce systems and aligning stackable credential pathways and apprenticeship programs with international classification standards.
Education

**SB24-144** by Senator(s) Baisley and Van Winkle; –Concerning a limit on the percentage by which the actual value of most classes of real property may increase.
Finance

**SB24-145** by Senator(s) Gardner; also Representative(s) Snyder–Concerning the enactment of the "Uniform Unlawful Restrictions in Land Records Act".
Judiciary

**SB24-146** by Senator(s) Kolker and Hansen; also Representative(s) Garcia–Concerning the creation of an income tax credit to provide temporary tax relief for income-qualified renters of a primary residence in the state.
Finance

**SB24-147** by Senator(s) Van Winkle; –Concerning streamlining the updating of telecommunications equipment.
Business, Labor, & Technology

**SB24-148** by Senator(s) Van Winkle; –Concerning allowing certain facilities to use water detained in a storm water detention and infiltration facility for precipitation harvesting.
Agriculture & Natural Resources

**SB24-149** by Senator(s) Hinrichsen; –Concerning workers' compensation insurance for state employees.
Business, Labor, & Technology

**SB24-150** by Senator(s) Cutter; also Representative(s) Froelich–Concerning requirements for the processing of municipal solid waste in the state.
Transportation & Energy

**SB24-151** by Senator(s) Lundeen and Roberts; –Concerning telecommunications security, and, in connection therewith, requiring the public utilities commission to promulgate rules related to the removal, discontinuance, or replacement of critical telecommunications infrastructure that utilizes equipment manufactured by a federally banned entity or foreign adversary.
Business, Labor, & Technology

**SB24-152** by Senator(s) Simpson and Roberts; also Representative(s) McCormick–Concerning an income tax credit for qualifying food and beverage retailers in the state that source ingredients from local producers practicing regenerative agriculture.
Agriculture & Natural Resources

**SB24-153** by Senator(s) Danielson; –Concerning free audio news services for persons who are print-disabled.
Business, Labor, & Technology

**HB24-1016** by Representative(s) Lieder and Armagost; also Senator(s) Kolker and Van Winkle–Concerning emergency communication services, and, in connection therewith, defining the term "emergency communications specialist" and clarifying the scope of the currently authorized use of certain emergency telecommunications service charge revenue for training and services rendered by an emergency communications specialist, other public safety answering point personnel, and other essential emergency personnel.
Local Government & Housing

**HB24-1042** by Representative(s) Snyder and Taggart, Hamrick, Kipp, Wilson; also Senator(s) Kolker and Van Winkle, Hansen, Sullivan–Concerning technical corrections to the statutes that govern fire and police pensions.
Finance

**HB24-1060** by Representative(s) Snyder; also Senator(s) Roberts–Concerning implementing provisions of the travel insurance model act.
Business, Labor, & Technology

**HB24-1062** by Representative(s) Evans and Titone; also Senator(s) Priola–Concerning administrative inspection warrants for a metropolitan sewage disposal district.
Local Government & Housing

**HB24-1081** by Representative(s) Amabile and Catlin; also Senator(s) Roberts and Pelton B.–Concerning regulation on the sale of sodium nitrite.
Business, Labor, & Technology

**HB24-1086** by Representative(s) Holtorf and Amabile; also Senator(s) Michaelson Jenet–Concerning the operation of the Denver health and hospital authority.
Health & Human Services

**HB24-1091** by Representative(s) Brown and Titone; also Senator(s) Cutter and Jaquez Lewis–Concerning prohibiting restrictions on the use of fire-hardened building materials in residential real property.
Local Government & Housing

**HB24-1179** by Representative(s) deGruy Kennedy and Frizell; also Senator(s) Hansen and Baisley–Concerning the creation of an updated abstract for the 2023 property tax year.
Finance

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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:

July 28, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
MIDDLE INCOME HOUSING AUTHORITY

for a term expiring September 1, 2024:

Kristin Stephens of Fort Collins, Colorado, to serve as a county commissioner, occasioned by the resignation of Hilary Cooper of Telluride, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/7/23
Ryan Breitweiser, Journal Clerk

Committee on Local Government & Housing

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August 23, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
UNINSURED EMPLOYER BOARD

effective September 2, 2023 for terms expiring September 1, 2026:

Shelley Phelps Dodge of Fort Lupton, Colorado, to represent attorneys representing injured workers, reappointed;

Lindsay Erskine of Highlands Ranch, Colorado, to represent insurers, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 2/1/24
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

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December 22, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO COMMISSION ON JUDICIAL DISCIPLINE

for terms expiring June 30, 2027:

Ingrid Barrier of Denver, Colorado, to serve as an attorney, appointed;

Stefanie Trujillo of Commerce City, Colorado, to serve as a non-attorney, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 2/1/24
Ryan Breitweiser, Journal Clerk

Committee on Judiciary

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September 8, 2023

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO HOUSING AND FINANCE AUTHORITY BOARD OF DIRECTORS

for a term expiring July 1, 2025:

Stefka Fanchi of Lakewood, Colorado, to represent the public, occasioned by the resignation of Nathan Peterson of Evergreen, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/7/23
Ryan Breitweiser, Journal Clerk

Committee on Local Government & Housing

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January 25, 2024

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

Ladies and Gentlemen:

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

MEMBER OF THE
COMMUNITY ACCESS ENTERPRISE

for a term expiring September 28, 2025:

Paul Bony of Steamboat Springs, Colorado, to serve as a representative of a business or organization that supports electric alternatives to motor vehicles, occasioned by the resignation of Alice Laird of Carbondale, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/25/24
Ryan Breitweiser, Journal Clerk

Committee on Transportation & Energy

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Thursday, February 8, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

30th Legislative Day Thursday, February 8, 2024

Prayer — By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.

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

Roll Call — Present--32
Excused--3, Bridges, Hinrichsen, Winter
Present later--1, Hinrichsen

Quorum — The President announced a quorum present.

Pledge — By Senator Pelton, R.

Approval of the Journal — On motion of Senator Cutter, the Journal of Wednesday, February 7, 2024, was approved as corrected by the Secretary.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Senator Gonzales.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, and 153.
**Correctly Reengrossed:** SB24-045.
**Correctly Revised:** HB24-1146.

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

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## COMMITTEE OF REFERENCE REPORTS

Trans-portation & Energy — After consideration on the merits, the Committee recommends that **SB24-079** 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 2, strike "2023, Montana" and substitute "2022, Utah".

Page 4, line 8, strike "20" and substitute "15".

Page 4, lines 14 and 15, strike "**traffic.** (2) EXCEPT AS PROVIDED IN SUBSECTION (3)(b) OF THIS SECTION, the" and substitute "**traffic - report - repeal.** (2) The".

Page 4, lines 18 and 19, strike "EXCEPT AS PERMITTED IN SUBSECTION (3)(b) OF THIS SECTION, a" and substitute "A".

Page 4, line 21, strike "THE" and substitute "NOTWITHSTANDING SUBSECTIONS (2) AND (3)(a) OF THIS SECTION, THE".

Page 4, lines 24 and 25, strike "STOPPED OR MOVING IN THE SAME DIRECTION OF TRAVEL;" and substitute "STOPPED;".

Page 5, line 1, strike "TWENTY" and substitute "FIFTEEN".

Page 5, after line 10 insert:

"(III) THIS SUBSECTION (3)(b) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2027.

(c) (I) THE DEPARTMENT OF TRANSPORTATION SHALL COLLECT DATA ON THE SAFETY EFFECTS OF SUBSECTION (3)(b) OF THIS SECTION AND ISSUE A REPORT TO THE GENERAL ASSEMBLY BY JANUARY 1, 2027. THE DATA AND REPORT MUST INCLUDE:

(A) MOTORCYCLE REAR-END COLLISIONS IN HEAVY TRAFFIC CONDITIONS BEFORE AND AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (3)(c);

(B) THE SEVERITY OF REAR-END COLLISIONS IN HEAVY TRAFFIC CONDITIONS BEFORE AND AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (3)(c); AND

(C) MOTORCYCLE SIDE-SWIPE COLLISIONS WHILE OVERTAKING OR PASSING AT A RATE OF LESS THAN TWENTY MILES PER HOUR BEFORE AND AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (3)(c).

(II) THIS SUBSECTION (3)(c) IS REPEALED, EFFECTIVE JULY 1, 2028.".

Judiciary After consideration on the merits, the Committee recommends that **SCR24-001** be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB24-063** 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 **SB24-012** be postponed indefinitely.

Judiciary After consideration on the merits, the Committee recommends that **SB24-064** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike line 5 and substitute **"definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "QUALIFIED ENTITY" MEANS:

(I) A PRINCIPAL DEPARTMENT OF THE STATE DESCRIBED IN SECTION 24-1-110;

(II) AN ORGANIZATION IN GOOD STANDING WITH THE SECRETARY OF STATE THAT IS EXEMPT FROM TAXATION UNDER SECTION 501(c)(3) OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986", AS AMENDED, THAT HAS A DEMONSTRATED HISTORY OF CREDIBLE HOUSING-RELATED RESEARCH AND PUBLICATIONS; OR

(III) AN INSTITUTION OF HIGHER EDUCATION THAT HAS A DEMONSTRATED HISTORY OF CREDIBLE HOUSING-RELATED RESEARCH AND PUBLICATIONS.

(b) "QUALIFIED REQUEST" MEANS A REQUEST FOR COMPILED DATA FROM RESIDENTIAL FORCIBLE ENTRY AND DETAINER ACTIONS THAT IS FILED IN COMPLIANCE WITH DIRECTIVES AND POLICIES GOVERNING THE JUDICIAL DEPARTMENT'S RESPONSE TO REQUESTS FOR COMPILED AND AGGREGATE DATA.

(c) "RESIDENTIAL EVICTION DATA".

Page 2, line 8, strike "(a)" and substitute "(I)".

Page 2, strike line 9 and substitute:

"(II) THE RETURN DATE;".

Page 2, line 10, strike "(c)" and substitute "(III)".

Page 2, line 11, strike "(d)" and substitute "(IV)".

Page 2, line 13, strike "(e)" and substitute "(V)".

Page 2, line 14, strike "(f)" and substitute "(VI)".

Page 2, line 15, strike "(g) ONE" and substitute "(VII) ANY".

Page 2, line 16, strike "(I)" and substitute "(A)".

Page 2, line 17, strike "(II)" and substitute "(B)".

Page 2, after line 17 insert:

"(C) STIPULATED AGREEMENT;".

Page 2, line 18, strike "(III)" and substitute "(D)".

Page 2, line 19, strike "(IV)" and substitute "(E)".

Page 2, line 20, strike "(h)" and substitute "(VIII)".

Page 2, line 21, strike "(i)" and substitute "(IX)".

Page 2, line 22, strike "(I)" and substitute "(A)".

Page 2, line 23, strike "(II)" and substitute "(B)".

Page 3, line 1, strike "(j)" and substitute "(X)".

Page 3, line 1, strike "UTILITIES," and substitute "UTILITIES AT THE TIME OF FILING,".

Page 3, line 3, strike "(k)" and substitute "(XI)".

Page 3, line 5, strike "(l)" and substitute "(XII)".

Page 3, line 7, after "2024," insert "DENVER COUNTY COURT SHALL ELECTRONICALLY PROVIDE RESIDENTIAL EVICTION DATA FOR ALL ACTIONS FILED IN DENVER COUNTY TO THE JUDICIAL DEPARTMENT, AND".

Page 3, line 9, after "INCLUDING" insert "DATA PROVIDED BY".

Page 3, line 15, after "INCLUDING" insert "RESIDENTIAL EVICTION DATA PROVIDED TO THE JUDICIAL DEPARTMENT BY".

Page 3, strike lines 22 through 27 and substitute:

"(c) (I) AFTER RECEIVING A QUALIFIED REQUEST FROM A QUALIFIED ENTITY, THE JUDICIAL DEPARTMENT SHALL MAKE DATA FROM RESIDENTIAL FORCIBLE ENTRY AND DETAINER ACTIONS ELECTRONICALLY AVAILABLE ON AN INDIVIDUAL CASE LEVEL. A REQUEST FOR INDIVIDUAL CASE LEVEL DATA MUST NOT BE USED FOR THE PURPOSE OF IDENTIFYING INDIVIDUAL PLAINTIFFS OR TENANTS, FOR ANY ACTION AGAINST INDIVIDUAL PLAINTIFFS OR TENANTS, OR TO ADVERTISE OR SELL ANY GOODS OR SERVICES.

(II) A QUALIFYING ENTITY SHALL AGREE TO COMPLY WITH DATA CONFIDENTIALITY AND SUPPRESSION REQUIREMENTS AS DETERMINED BY THE JUDICIAL DEPARTMENT. AT A MINIMUM, THE AGREEMENT MUST ENSURE THAT THE REQUESTING QUALIFIED ENTITY SHALL NOT DISCLOSE ANY PERSONALLY IDENTIFIABLE INFORMATION ABOUT THE PLAINTIFF OR TENANT, NOR MAKE THE DATA PUBLICLY ACCESSIBLE IN ANY WAY THAT WOULD ENABLE A THIRD PARTY TO DISCERN THE IDENTITY OF AN INDIVIDUAL PLAINTIFF OR TENANT.".

Page 4, strike lines 1 through 5.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-057** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 18, strike "WORKERS;" and substitute "WORKERS AND TO PROMOTE THE SERVICES PROVIDED TO AGRICULTURAL WORKERS;".

Page 5, line 2, strike "COLLABORATE" and substitute "PARTNER AND ESTABLISH A POLICY".

Page 5, line 5, before "CRISIS" insert "AGRICULTURAL".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-087** be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-055** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 7, strike "LIAISON POSITION TO DESIGNATE" and substitute "PROGRAM AND IDENTIFY A SPECIFIC BHA STAFF PERSON TO SERVE AS".

Page 3, line 12, strike "LIAISON" and substitute "PROGRAM".

Page 3, line 15, after "WORKERS," insert "THEIR FAMILIES,".

Page 4, line 3, strike "LIAISON" and substitute "PROGRAM".

Page 4, line 4, strike "AND".

Page 4, line 5, strike "WORKERS" and substitute "WORKERS, AND THEIR FAMILIES".

Page 4, line 7, after "HEALTH" insert "PROGRAM STAFF".

Page 4, line 14, after "COMMUNITIES." add "THE INTERAGENCY AGREEMENT MUST STATE THAT THE DATA SHARED WILL BE AGGREGATED AND ANONYMIZED, AND DATA SHARING MUST BE IN COMPLIANCE WITH STATE AND FEDERAL DATA PRIVACY LAWS.".

Page 5, line 8, strike "AND".

Page 5, line 9, strike "WORKERS." and substitute "WORKERS, AND THEIR FAMILIES.".

Page 5, line 13, after "HEALTH" insert "PROGRAM STAFF".
Page 5, after line 26 insert:

"(D) VETERANS SERVICE ORGANIZATIONS;".

Reletter succeeding sub-sub paragraphs accordingly.

Page 6, line 17, strike "CHAIR, OR THE CHAIR'S DESIGNEE," and substitute "DEPARTMENT".

Page 6, strike lines 18 through 20 and substitute "TRANSLATION SERVICES, UPON ADVANCED NOTICE AND REQUEST, FOR MEETINGS HELD PURSUANT TO SUBSECTIONS (2)(c) AND (2)(d) OF THIS SECTION FOR MEMBERS OF THE WORK GROUP AND MEMBERS OF THE PUBLIC WHO ATTEND THE MEETINGS. THE WORK GROUP SHALL CREATE A PROCESS FOR A MEMBER OF THE WORK GROUP OR A MEMBER OF THE PUBLIC TO REQUEST TRANSLATION SERVICES IN ADVANCE OF A MEETING.".

Page 7, line 1, strike "AND".

Page 7, line 2, strike "WORKERS;" and substitute "WORKERS, AND THEIR FAMILIES;".

Page 7, line 4, strike "AND".

Page 7, line 5, strike "WORKERS;" and substitute "WORKERS, AND THEIR FAMILIES;".

Page 7, line 8, strike "DATA" and substitute "DATA, AS PERMITTED BY STATE AND FEDERAL DATA PRIVACY LAWS,".

Page 7, line 10, strike "AND" and strike "WORKERS" and substitute "WORKERS, AND THEIR FAMILIES".

Page 8, line 5, strike "AND".

Page 8, line 6, strike "WORKERS." and substitute "WORKERS, AND THEIR FAMILIES.".

Page 10, line 2, after "COMMUNITIES." add "THE INTERAGENCY AGREEMENT MUST STATE THAT THE DATA SHARED WILL BE AGGREGATED AND ANONYMIZED, AND DATA SHARING MUST BE IN COMPLIANCE WITH STATE AND FEDERAL DATA PRIVACY LAWS.".

Education

After consideration on the merits, the Committee recommends that **SB24-069** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike lines 4 and 5 and substitute:

"**22-20-122. Special education advocates and parents - training program - publish materials - legislative declaration - definition.** (1) (a) THE GENERAL ASSEMBLY FINDS THAT:

(I) IN THE 2017-18 SCHOOL YEAR, TWENTY-ONE THOUSAND ONE HUNDRED NINE STUDENTS IN COLORADO PUBLIC SCHOOLS WERE ELIGIBLE TO RECEIVE SPECIAL EDUCATION SERVICES PURSUANT TO THE FEDERAL "REHABILITATION ACT OF 1973", 29 U.S.C. SEC. 701 ET SEQ.;

(II) IN THE 2022-23 SCHOOL YEAR, TWELVE PERCENT OF STUDENTS IN COLORADO PUBLIC SCHOOLS WERE IDENTIFIED AS HAVING A DISABILITY THAT QUALIFIED THOSE STUDENTS FOR SPECIAL EDUCATION SERVICES PURSUANT TO THE FEDERAL "INDIVIDUALS WITH DISABILITIES EDUCATION ACT", 20 U.S.C. SEC. 1400 ET SEQ. AND THIS ARTICLE 20;

(III) APPROXIMATELY FIFTEEN PERCENT OF STUDENTS IN COLORADO PUBLIC SCHOOLS ARE CHILDREN WHO HAVE AN INDIVIDUALIZED EDUCATION PROGRAM OR A SECTION 504 ACCOMMODATION; AND

(IV) FEDERAL AND STATE LAWS, AND RELATED PROCESSES REGARDING INDIVIDUALIZED EDUCATION PLANS, ARE COMPLEX AND CHALLENGING TO NAVIGATE.

(b) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT IT IS AN IMPORTANT PRIORITY TO PROVIDE ASSISTANCE TO PARENTS, THE PUBLIC, AND ADVOCATES TO HELP PROMOTE UNDERSTANDING OF INDIVIDUALIZED EDUCATION PLANS AND PARTICIPATION OUR CHILDREN'S EDUCATION.

(2) (a) ON OR BEFORE JULY".

Renumber succeeding subsections accordingly.

Page 2, strike lines 6 and 7 and substitute "1, 2026, THE DEPARTMENT SHALL CREATE, DELIVER, AND MAKE PUBLICLY AVAILABLE A TRAINING PROGRAM. THE".

Page 2, lines 9 and 10, strike "TO SPECIAL EDUCATION ADVOCATES AND PARENTS".

Page 2, strike lines 14 through 18 and substitute:

"(b) THE DEPARTMENT SHALL DELIVER THE TRAINING PROGRAM IN

PERSON AND MAKE THE TRAINING ACCESSIBLE ONLINE. THE GENERAL ASSEMBLY ENCOURAGES ANYONE WHO WISHES TO PARTICIPATE TO".

Page 3, strike lines 7 through 9 and substitute:

"(I) A RECORDING OF THE TRAINING DELIVERED PURSUANT TO THIS SECTION; AND".

Page 3, line 12, strike "SUBSECTION (1) OF".

Page 3, line 14, strike "(2)(a)" and substitute "(3)(a)".

Page 3, after line 15 insert:

"(3.5) SUBJECT TO AVAILABLE APPROPRIATIONS, THE GENERAL ASSEMBLY MAY APPROPRIATE MONEY TO THE DEPARTMENT FOR PURPOSES OF THIS SECTION IN STATE FISCAL YEARS 2024-25 AND 2025-26. FOR STATE FISCAL YEAR 2026-27, AND EACH FISCAL YEAR THEREAFTER, THE GENERAL ASSEMBLY SHALL NOT APPROPRIATE MONEY TO THE DEPARTMENT FOR PURPOSES OF THIS SECTION, AND THE DEPARTMENT SHALL PERFORM ANY DUTIES REQUIRED PURSUANT TO THIS SECTION WITHIN EXISTING RESOURCES.".

Page 3, strike lines 16 through 25, and substitute:

"(4) UPON THE REQUEST OF A NONPROFIT ORGANIZATION, THE DEPARTMENT SHALL PROVIDE A TRAIN-THE-TRAINER MODEL TRAINING TO EMPLOYEES, VOLUNTEERS, OR AGENTS OF THE NONPROFIT ORGANIZATION. THE DEPARTMENT SHALL PUBLISH, AND UPDATE AS NECESSARY ON ITS WEBSITE, THE NAMES OF NONPROFIT ORGANIZATIONS THAT HAVE EMPLOYEES, VOLUNTEERS, OR AGENTS WHO HAVE COMPLETED THE TRAIN-THE-TRAINER MODEL TRAINING.

(5) UPON THE REQUEST OF ANY PERSON, THE DEPARTMENT SHALL PROVIDE ANY RESOURCES OR MATERIALS DEVELOPED TO ACCOMPANY THE TRAINING PROGRAM IN THE LANGUAGE REQUESTED BY THE PERSON.

(6) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "TRAIN-THE-TRAINER" MEANS A TRAINING FRAMEWORK THAT DEVELOPS TRAINING RECIPIENTS INTO SUBJECT MATTER EXPERTS WHO ARE THEN QUALIFIED TO DELIVER A TRAINING.".

Page 1, line 102, strike "**INFORMATION.**" and substitute "**INFORMATION THROUGH A PUBLICLY AVAILABLE TRAINING PROGRAM.**".

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1146** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning authorizing the department of health care policy and financing to suspend a provider's enrollment if the provider is participating in an organized fraud scheme.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Baisley, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Liston, Lundeen, Marchman, Mullica, Pelton R., Priola, Rich, Rodriguez, Smallwood, Sullivan, Van Winkle, and Will.

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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.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**HB24-1090** by Representative(s) Titone and Ricks, Weissman; also Senator(s) Exum and Fields--Concerning release of identifying information in criminal justice records.

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

**SB24-071** by Senator(s) Fenberg and Rich; also Representative(s) Amabile and Soper--Concerning including seasonal outdoor adventure day camp programs in the definition of children's resident camps.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-071, HB24-1090.

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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.

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## 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:

**SB24-006** by Senator(s) Rodriguez and Fields; also Representative(s) English and Bradfield, Amabile--Concerning considering factors related to the capability to participate in the judicial process in determining whether to place a person into a pretrial diversion program.

Laid over until Wednesday, February 14, retaining its place on the calendar.

**HB24-1020** by Representative(s) Soper and Mabrey, Weissman; also Senator(s) Gardner and Hansen, Roberts, Gonzales--Concerning the enactment of the Colorado Revised Statutes 2023 as the positive and statutory law of the state of Colorado.

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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1020.
Laid over until Wednesday, February 14: SB24-006.

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

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

MEMBERS OF THE
BOARD OF TRUSTEES FOR
WESTERN STATE COLORADO UNIVERSITY

effective January 1, 2024, for terms expiring December 31, 2027:

Millie Hamner of Dillon, Colorado, reappointed;

Kristin Blessman of Denver, Colorado, reappointed.

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

February 8, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1197, amended as printed in House Journal, February 8, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1180, HB24-1181, HB24-1182, HB24-1183, HB24-1184, HB24-1185, HB24-1186, HB24-1187, HB24-1188, HB24-1189, HB24-1190, HB24-1191, HB24-1192, HB24-1193, HB24-1194, HB24-1195, HB24-1196, HB24-1198, HB24-1199, HB24-1200, HB24-1201, HB24-1202, HB24-1203, HB24-1204, HB24-1205, HB24-1206, HB24-1207, HB24-1208, HB24-1209, HB24-1210, HB24-1211, HB24-1212, HB24-1213, HB24-1214, and HB24-1215.

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## MESSAGE FROM THE REVISOR OF STATUTES

February 8, 2024
We herewith transmit:

Without comment, HB24-1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, and 1215
Without comment, as amended, HB24-1197.

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Finance

After consideration on the merits, the Committee recommends that **HB24-1179** 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 **SB24-066** 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 2 insert:

"(a) IS PHYSICALLY LOCATED IN COLORADO;".

Reletter succeeding paragraphs accordingly.

Page 3, line 5, after "HAS" insert "ITS HIGHEST".

Page 5, after line 16 insert:

"**SECTION 2.** In Colorado Revised Statutes, **add** 11-30-127 as follows:

**11-30-127. Merchant code for firearms.** A PAYMENT CARD NETWORK, AS DEFINED IN SECTION 6-27-201 (7), OR A MERCHANT ACQUIRER, AS DEFINED IN SECTION 6-27-201 (5), SHALL COMPLY WITH PART 2 OF ARTICLE 27 OF TITLE 6.".

Renumber succeeding sections accordingly.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Friday, February 9, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

31st Legislative Day — Friday, February 9, 2024

Prayer — By Senator Hansen.

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

Roll Call — Present--33
Excused--2, Bridges, Buckner

Quorum — The President announced a quorum present.

Pledge — By Senator Pelton, R.

Approval of the Journal — On motion of Senator Cutter, the Journal of Thursday, February 8, 2024,was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SB24-071.
**Correctly Revised:** HB24-1020 and 1090.
**Correctly Rerevised:** HB24-1146.

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## 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:

CHIEF MEDICAL OFFICER

for a term expiring at the pleasure of the Governor:

Bruce "Ned" Calonge, MD, MPH, of Greenwood Village, Colorado, appointed.

Health & Human Services — The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
MEDICAL SERVICES BOARD

effective July 2, 2023, for a term expiring July 1, 2027:

James McLaughlin of Colorado Springs, Colorado, to serve as a resident of the Fifth Congressional District and a Republican, with knowledge of medical assistance programs, appointed.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-010** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 51, strike lines 6 through 27.

Reletter succeeding paragraphs accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-047** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 5, strike lines 15 and 16 and substitute:

"(2.5) "MEDICAL DIRECTOR" MEANS A MEDICAL DIRECTOR OR NURSE MEDICAL DIRECTOR OF A MEDICAL PRACTICE OR HOSPITAL IN THIS STATE WHO IS A "PRESCRIBER" AS DEFINED IN SECTION 12-30-111 (4).".

Page 5, line 26, strike "GABAPENTIN;" and substitute "THE GABAPENTINOIDS;".

Page 8, strike lines 7 and 8 and substitute "GABAPENTINOIDS DISPENSED IN EACH PHARMACY IN ACCORDANCE WITH ALL APPLICABLE REPORTING REQUIREMENTS.".

Page 9, strike lines 9 through 12 and substitute:

"(m) THE MEDICAL DIRECTOR IN EACH DIRECTOR'S ROLE AT A MEDICAL PRACTICE OR HOSPITAL WITH RESPECT TO ANY CURRENT PATIENT OF THE MEDICAL PRACTICE OR HOSPITAL UNDER THE DIRECTOR'S SUPERVISION; AND".

Page 9, strike lines 13 through 16.

Reletter succeeding paragraph accordingly.

Page 10, line 3, strike "(3)(o)(I)" and substitute "(3)(n)(I)".

Page 15, strike lines 14 and 15.

Reletter succeeding paragraphs accordingly.

Page 24, line 15, after "ENVIRONMENT;" insert "THE COLORADO ALL-PAYER HEALTH CLAIMS DATABASE DESCRIBED IN SECTION 25.5-1-204;".

Page 27, line 18, strike "SOURCES" and substitute "SOURCES, INCLUDING THE COLORADO ALL-PAYER HEALTH CLAIMS DATABASE, DESCRIBED IN SECTION 25.5-1-204,".

Page 27, strike lines 21 through 23.

Renumber succeeding subsection accordingly.

Page 28, strike lines 1 through 3 and substitute "LINKAGE PROJECT AND THE RESULTS, IF AVAILABLE, TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND".

Strike "GABAPENTIN" and substitute "GABAPENTINOID" on: **Page 7**, line 10; and **Page 11**, lines 2 and 11.

Strike "GABAPENTIN" and substitute "GABAPENTINOIDS" on: **Page 5**, lines 1, 6, and 23; and **Page 8**, line 5.

Finance

After consideration on the merits, the Committee recommends that **SB24-008** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend the Health and Human Services Committee Report, dated February 1, 2024, page 2, line 21, strike "ON" and substitute "TO THE NUMBER OF PLACEMENTS WITH".

Page 2, lines 23 and 24, strike "CONSULT WITH AND COLLECT DATA FROM" and substitute "SUBMIT DATA PROVIDED BY".

Page 2, strike line 25 and substitute "SERVICES AS A SUPPLEMENT TO THE REPORT. THE REPORT MUST".

Page 2, line 27, after "ON" insert "THE CERTIFICATION AND RECRUITMENT OF".

Page 2, line 29, after "WORKLOAD" insert "CHANGES".

Page 2, line 30, strike "KIN," and substitute "KIN PURSUANT TO THIS SECTION,".

Page 2, line 31, strike "KIN." and substitute "KIN, AS PROVIDED BY COUNTY DEPARTMENTS OF HUMAN AND SOCIAL SERVICES.".

Finance

After consideration on the merits, the Committee recommends that **SB24-053** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend the State, Veterans, and Military Affairs Committee Report, dated February 1, 2024, page 2, line 43, before "A CONTRACT" insert "THE STUDY IS CONTINGENT ON MONEY BEING AVAILABLE TO CARRY OUT THE STUDY. IF MONEY IS NOT AVAILABLE FOR THE COMMISSION, STATE HISTORICAL SOCIETY, OR ANY OTHER ENTITY TO CARRY OUT IT'S DUTIES REQUIRED PURSUANT TO THIS PART 23, THE COMMISSION, SOCIETY, OR ENTITY IS NOT REQUIRED TO CARRY OUT THE DUTIES.".

Page 6, lines 26 and 27, strike "MAY, IN ITS DISCRETION AND AFTER CONSULTATION WITH THE COMMISSION," and substitute "MAY".

Page 9, line 29, strike "THE" and substitute "SUBJECT TO AVAILABLE MONEY, THE".

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB24-022** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 7, strike "DISTRIBUTION, possession," and substitute "possession".

Page 2, line 13, strike "DISTRIBUTION OR".

Page 2, line 15, strike "DISTRIBUTION OR SALE OF" and substitute "SALE OF ANY OR ALL".

Page 2, strike lines 19 and 20 and substitute:

"(b) AS USED IN THIS SUBSECTION (1.5), "CIGARETTE, TOBACCO PRODUCT, OR NICOTINE PRODUCT" HAS".

Page 2, strike lines 22 through 25.

Strike page 3.

Page 4, strike lines 1 through 4.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB24-098** be postponed indefinitely.

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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**SJR24-008** by Senator(s) Marchman and Buckner; also Representative(s) Lukens and Willford--Concerning funding Title X programs in Colorado.

Laid over until Friday, February 16.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**HB24-1011** by Representative(s) Brown and Amabile; also Senator(s) Cutter and Marchman--Concerning mortgage servicers, and, in connection therewith, requiring mortgage servicers to take certain actions regarding the disbursement of insurance proceeds to borrowers.
Business, Labor, & Technology

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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:

**HB24-1090** by Representative(s) Titone and Ricks, Weissman; also Senator(s) Exum and Fields--Concerning release of identifying information in criminal justice records.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Cutter, Gardner, Gonzales, and Priola.

**SB24-071** by Senator(s) Fenberg and Rich; also Representative(s) Amabile and Soper--Concerning including seasonal outdoor adventure day camp programs in the definition of children's resident camps.

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

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

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

Co-sponsor(s) added: Cutter, Exum, Fields, Hansen, Marchman, Michaelson Jenet, Priola, and Rodriguez.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1020** by Representative(s) Soper and Mabrey, Weissman; also Senator(s) Gardner and Hansen, Roberts, Gonzales--Concerning the enactment of the Colorado Revised Statutes 2023 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 | 32 | NO | 1 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Priola.

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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.

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## 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:

**SB24-086** by Senator(s) Rich and Michaelson Jenet, Buckner, Cutter, Will, Winter F.; also Representative(s) Bird and Weinberg--Concerning the breast and cervical cancer prevention and treatment fund.

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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-086.

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

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

MEMBERS OF THE
FINANCIAL SERVICES BOARD

effective July 2, 2023, for terms expiring July 1, 2027:

Shane Silvernale of Lakewood, Colorado, to serve as an executive officer of a state credit union, reappointed;

Tracie Wilcox of Arvada, Colorado, to serve as an executive officer of a state credit union, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBER OF THE
ADVISORY COMMITTEE ON GOVERNMENTAL ACCOUNTING

for a term expiring May 18, 2027:

Janeen Hathcock of Castle Rock, Colorado, to serve as a certified public accountant, occasioned by the resignation of Matthew Marino of Golden, Colorado, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

February 9, 2024
Mr. President:

The House has adopted and transmits herewith HJR24-1007, HJR24-1008, HJR24-1009, HJR24-1010, HJR24-1011, HJR24-1012, HJR24-1013, HJR24-1014, HJR24-1015, and HJR24-1016 as printed in House Journal, February 9, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1007, amended as printed in House Journal, February 2, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1017, amended as printed in House Journal, January 29, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB24-1058, amended as printed in House Journal, February 2, 2024, and amended on Third Reading as printed in House Journal, February 9, 2024

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## MESSAGE FROM THE REVISOR OF STATUTES

February 9, 2024
We herewith transmit:

Without comment, as amended, HB24-1007, 1017, and 1058.

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## INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

**HJR24-1007** by Representative(s) Ortiz and Wilson; also Senator(s) Simpson and Michaelson Jenet--Concerning recognition of Military, Veterans, and POW/MIA Appreciation Day.

Laid over until Monday, February 12.

**HJR24-1008** by Representative(s) Martinez and Lynch; also Senator(s) Lundeen and Marchman--Concerning honoring Gold Star Families.

Laid over until Monday, February 12.

**HJR24-1009** by Representative(s) Mauro and Winter T.; also Senator(s) Hinrichsen and Pelton R.--Concerning the fifty-sixth anniversary of the capture of the U.S.S. Pueblo by North Korea.

Laid over until Monday, February 12.

**HJR24-1010** by Representative(s) Weissman and Taggart; also Senator(s) Gardner and Ginal--Concerning honoring Colorado veterans on the seventy-ninth anniversary of the end of World War II.

Laid over until Monday, February 12.

**HJR24-1011** by Representative(s) English and Bacon; also Senator(s) Exum and Fields--Concerning recognition of African-American veterans.

Laid over until Monday, February 12.

**HJR24-1012** by Representative(s) Lukens and Holtorf; also Senator(s) Will and Roberts--Concerning honoring the tenth mountain division of Colorado.

Laid over until Monday, February 12.

**HJR24-1013** by Representative(s) Velasco and McLachlan; also Senator(s) Simpson and Danielson--Concerning honoring and recognizing the military service and contributions of Native American veterans and communities.

Laid over until Monday, February 12.

**HJR24-1014** by Representative(s) Hartsook and Marshall; also Senator(s) Pelton B. and Hinrichsen--Concerning recognition and remembrance of Colorado military veterans who served in the Persian Gulf War.

Laid over until Monday, February 12.

**HJR24-1015** by Representative(s) Rutinel and Evans, Ortiz; also Senator(s) Rodriguez and Pelton B.--Concerning recognition of the contributions of Latina and Latino veterans.

Laid over until Monday, February 12.

**HJR24-1016** by Representative(s) Willford and Armagost; also Senator(s) Kirkmeyer and Buckner--Concerning recognition and remembrance of Colorado military veterans who served in the Vietnam War.

Laid over until Monday, February 12.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**HB24-1180** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of agriculture.
Appropriations

**HB24-1181** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of corrections.
Appropriations

**HB24-1182** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of early childhood.
Appropriations

**HB24-1183** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of education.
Appropriations

**HB24-1184** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.
Appropriations

**HB24-1185** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of health care policy and financing.
Appropriations

**HB24-1186** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of higher education.
Appropriations

**HB24-1187** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of human services.
Appropriations

**HB24-1188** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the judicial department.
Appropriations

**HB24-1189** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of labor and employment.
Appropriations

**HB24-1190** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of law.
Appropriations

**HB24-1191** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of legislature.
Appropriations

**HB24-1192** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of local affairs.
Appropriations

**HB24-1193** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of military and veterans affairs.
Appropriations

**HB24-1194** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of natural resources.
Appropriations

**HB24-1195** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of personnel.
Appropriations

**HB24-1196** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of public health and environment.
Appropriations

**HB24-1197** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges--Concerning a supplemental appropriation to the department of public safety.
Appropriations

**HB24-1198** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of regulatory agencies.
Appropriations

**HB24-1199** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of revenue.
Appropriations

**HB24-1200** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of state.
Appropriations

**HB24-1201** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of transportation.
Appropriations

**HB24-1202** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of the treasury.
Appropriations

**HB24-1203** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.
Appropriations

**HB24-1204** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning funding for capital construction information technology, and making supplemental appropriations in connection therewith.
Appropriations

**HB24-1205** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning modifications to the Colorado imagination library program to enhance early childhood literacy.
Appropriations

**HB24-1206** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Kirkmeyer and Zenzinger, Rodriguez--Concerning including certain schools as types of school food authorities, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1207** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Zenzinger and Kirkmeyer--Concerning adjustments to school funding for the 2023-24 budget year, and, in connection therewith, reducing an appropriation.
Appropriations

**HB24-1208** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning transfers to the autism treatment fund.
Appropriations

**HB24-1209** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning creation of the America 250 - Colorado 150 cash fund.
Appropriations

**HB24-1210** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Kirkmeyer and Zenzinger--Concerning extending the deadline for the Colorado commission on higher education's statewide longitudinal data system report, and, in connection therewith, extending a related existing appropriation.
Appropriations

**HB24-1211** by Representative(s) Taggart and Sirota, Bird; also Senator(s) Zenzinger and Kirkmeyer--Concerning the establishment of the state funding for senior services contingency reserve fund, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1213** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning a transfer from the general fund to the judicial collection enhancement fund.
Appropriations

**HB24-1214** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning community crime victims funding, and, in connection therewith, reducing and making an appropriation.
Appropriations

**HB24-1215** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning transfers to the capital construction fund.
Appropriations

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Journal correction:

Page 162, Line 20: Strike "Armagost;", and insert "Armagost, Evans;"

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## TRIBUTES

Honoring:

Albert Godfrey -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
Andrea Aragon -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
Donnie Sedillo -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
Nick Styduhar -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
Paul Sedillo -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
Ray Trujillo -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
William Heath -- By Senator Hinrichsen & Representatives Martinez, Mauro, Winter
CASA Jefferson County/Gilpin County -- By Senator Zenzinger
Nick and Amy Costanzo -- By Senator Zenzinger
Echter's Nursery & Garden Center -- By Senator Zenzinger
Foothills Regional Housing -- By Senator Zenzinger
Rocky Mountain Police and Fire Chaplins By Senator Pelton, B & Representative Evans
Chris Adams -- By Senator Zenzinger
Colorado Succeeds -- By Senator Zenzinger
Rob Quirk -- By Senator Lundeen
Tommie Lee Johnson -- By Senator Buckner

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Monday, February 12, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

34th Legislative Day — Monday, February 12, 2024

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

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

Roll Call — Present--32
Excused--3, Danielson, Sullivan, Winter

Quorum — The President announced a quorum present.

Pledge — By Senator Van Winkle.

Approval of the Journal — On motion of Senator Exum, the Journal of Friday, February 9, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SJR24-008.
**Correctly Engrossed:** SB24-086.
**Correctly Reengrossed:** SB24-071.
**Correctly Rerevised:** HB24-1020 and 1090.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**HB24-1212** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Bridges and Kirkmeyer, Zenzinger–Concerning entities serving the new twenty-third judicial district.
Appropriations

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-086** by Senator(s) Rich and Michaelson Jenet, Buckner, Cutter, Will, Winter F.; also Representative(s) Bird and Weinberg--Concerning the breast and cervical cancer prevention and treatment fund.

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

| YES | 31 | NO | 1 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | E |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Bridges, Coleman, Exum, Fenberg, Fields, Gardner, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Marchman, Mullica, Priola, Roberts, and Zenzinger.

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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.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**SB24-063** by Senator(s) Rich and Coleman; also Representative(s) Taggart--Concerning the confidentiality of discussions in a peer support setting.

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

**HB24-1179** by Representative(s) deGruy Kennedy and Frizell; also Senator(s) Hansen and Baisley--Concerning the creation of an updated abstract for the 2023 property tax year.

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 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 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | E |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-063, HB24-1179.

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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.

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## 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:

**SB24-079** by Senator(s) Hinrichsen and Smallwood; also Representative(s) Mabrey--Concerning authorization for a two-wheeled motorcycle to overtake another motor vehicle in the same lane.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, February 8, page(s) 167-168 and placed in members' bill files.)

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

**SCR24-001** by Senator(s) Danielson and Fields, Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Weissman, deGruy Kennedy--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning allowing Colorado lawmakers to pass laws that permit victims of childhood sexual abuse to bring a civil claim for the sexual abuse regardless of when the sexual abuse occurred.

Laid over until Wednesday, February 14, retaining its place on the calendar.

**SB24-087** by Senator(s) Mullica; also Representative(s) Daugherty--Concerning the provision of a facility-provided topical medication to a patient for the continuity of the patient's treatment after a surgical procedure.

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

Amend printed bill, page 2, strike lines 9 and 10 and substitute "A TOPICAL MEDICATION THAT A HEALTH FACILITY HAS ON HAND OR IS".

Page 2, line 20, strike "TREATMENT" and substitute "TREATMENT, THE MEDICATION DOES NOT CONTAIN A CONTROLLED SUBSTANCE,".

Page 2, line 21, strike "FACILITY-PROVIDED".

Page 2, line 22, after "FACILITY." add "A HEALTH-CARE PROVIDER SHALL DOCUMENT WITHIN THE PATIENT'S MEDICAL RECORD THAT THE PATIENT MUST CONTINUE THE MEDICATION AT HOME, INCLUDING THE PATIENT'S DOSAGE AND DIRECTIONS FOR USE.".

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

**SB24-066** by Senator(s) Sullivan; also Representative(s) Froelich--Concerning a requirement that certain businesses with relationships with firearms merchants use the appropriate merchant category code.

Laid over until Tuesday, February 13, 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 | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | E |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-079 as amended, SB24-087 as amended.
Laid over until Tuesday, February 13: SB24-066.
Laid over until Wednesday, February 14: SCR24-001.

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## CONSIDERATION OF RESOLUTIONS

**HJR24-1007** by Representative(s) Ortiz and Wilson; also Senator(s) Simpson and Michaelson Jenet--Concerning recognition of Military, Veterans, and POW/MIA Appreciation Day.

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

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

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

**HJR24-1008** by Representative(s) Martinez and Lynch; also Senator(s) Lundeen and Marchman--Concerning honoring Gold Star Families.

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

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

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

**HJR24-1009** by Representative(s) Mauro and Winter T.; also Senator(s) Hinrichsen and Pelton R.--Concerning the fifty-sixth anniversary of the capture of the U.S.S. Pueblo by North Korea.

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

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

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

**HJR24-1010** by Representative(s) Weissman and Taggart; also Senator(s) Gardner and Ginal--Concerning honoring Colorado veterans on the seventy-ninth anniversary of the end of World War II.

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

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

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

**HJR24-1011** by Representative(s) English and Bacon; also Senator(s) Exum and Fields--Concerning recognition of African-American veterans.

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

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

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

**HJR24-1012** by Representative(s) Lukens and Holtorf; also Senator(s) Will and Roberts--Concerning honoring the tenth mountain division of Colorado.

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

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

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

**HJR24-1013** by Representative(s) Velasco and McLachlan; also Senator(s) Simpson and Danielson--Concerning honoring and recognizing the military service and contributions of Native American veterans and communities.

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

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

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

**HJR24-1014** by Representative(s) Hartsook and Marshall; also Senator(s) Pelton B. and Hinrichsen--Concerning recognition and remembrance of Colorado military veterans who served in the Persian Gulf War.

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

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

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

**HJR24-1015** by Representative(s) Rutinel and Evans, Ortiz; also Senator(s) Rodriguez and Pelton B.--Concerning recognition of the contributions of Latina and Latino veterans.

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

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

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

**HJR24-1016** by Representative(s) Willford and Armagost; also Senator(s) Kirkmeyer and Buckner--Concerning recognition and remembrance of Colorado military veterans who served in the Vietnam War.

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

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

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

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

On motion of Majority Leader Rodriguez, 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 January 1, 2024, for terms expiring December 31, 2027:

Millie Hamner of Dillon, Colorado, reappointed;

Kristin Blessman of Denver, Colorado, reappointed.

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

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

February 12, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB24-1012, amended as printed in House Journal, February 9, 2024, and amended on Third Reading as printed in House Journal, February 12, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1014, HB24-1093, HB24-1102, HB24-1104, and HB24-1118.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1047, HB24-1048, HB24-1067, HB24-1074, HB24-1085, and HB24-1139 amended as printed in House Journal, February 9, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES

February 12, 2024
We herewith transmit:

Without comment, HB24-1014, 1093, 1102, 1104, and 1118.
Without comment, as amended, HB24-1012, 1047, 1048, 1067, 1074, 1085, and 1139.

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

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

**SB24-154** by Senator(s) Jaquez Lewis; --Concerning increasing the number of converted accessory dwelling units.
Local Government & Housing

**SB24-155** by Senator(s) Winter F.; --Concerning ensuring accurate payment of family and medical leave benefits.
Business, Labor, & Technology

**SB24-156** by Senator(s) Buckner and Coleman; --Concerning the creation of the "Colorado College Preparation and Enrichment Program".
Education

**HB24-1007** by Representative(s) Rutinel and Mabrey; also Senator(s) Exum and Gonzales--Concerning residential occupancy limits.
Local Government & Housing

**HB24-1058** by Representative(s) Kipp and Soper; also Senator(s) Baisley and Priola--Concerning protecting the privacy of individuals' biological data, and, in connection therewith, protecting the privacy of neural data and expanding the scope of the "Colorado Privacy Act" accordingly.
Business, Labor, & Technology

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## MESSAGE FROM THE GOVERNOR

Appointment

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

July 21, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO HOUSING AND FINANCE AUTHORITY BOARD OF DIRECTORS

for terms expiring July 1, 2027:

Albus Brooks of Denver, Colorado to serve as a representative of the public, appointed;

Santhosh Ramdoss of Denver, Colorado, to serve as a representative of the public, appointed;

Jason Peasley of Steamboat Springs, Colorado to serve as a representative of the public, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Local Government & Housing

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Tuesday, February 13, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

35th Legislative Day — Tuesday, February 13, 2024

Prayer — By Minority Leader Lundeen.

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

Roll Call — Present--30
Excused--5, Danielson, Exum, Marchman, Mullica, Winter

Quorum — The President announced a quorum present.

Pledge — By Senator Van Winkle.

Approval of the Journal — On motion of Senator Gardner, the Journal of Monday, February 12, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-154, 155, and 156.
**Correctly Engrossed:** SB24-063, 079, and 087.
**Correctly Reengrossed:** SB24-086.
**Correctly Revised:** HB24-1179; HJR24-1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, and 1016.

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## 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:

MEMBER OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

effective January 1, 2024, for a term expiring December 31, 2027:

Anne Trujillo of Denver, Colorado, appointed.

Education — After consideration on the merits, the Committee recommends that **SB24-099** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 3, strike "and (1.9)(i)(II)" and substitute "(1.9)(i)(II), and (5)(m)".

Page 3, line 27, after "finance" insert "AND EDUCATION".

Page 4, after line 18 insert:

"(5) (m) This subsection (5) is repealed, effective ~~July 1, 2025~~ JULY 1, 2030.".

Education — After consideration on the merits, the Committee recommends that **SB24-017** 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 2, line 3, strike "portion" and substitute "portion; and **add** (1.1) and (1.2)".

Page 3, after line 3 add:

"(1.1) (a) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION TO THE CONTRARY, UPON THE REQUEST OF A SCHOOL DISTRICT, THE DEPARTMENT OF EDUCATION SHALL PAY THE STATE'S SHARE OF THE DISTRICT'S TOTAL PROGRAM FOR THE BUDGET YEAR IN TWELVE APPROXIMATELY EQUAL MONTHLY PAYMENTS DURING THE BUDGET YEAR, AND UNLESS REQUESTED OTHERWISE BY THE SCHOOL DISTRICT, THE DEPARTMENT OF EDUCATION SHALL PAY THE STATE'S SHARE OF THE DISTRICT'S TOTAL PROGRAM FOR THE BUDGET YEAR IN TWELVE APPROXIMATELY EQUAL MONTHLY PAYMENTS IN EACH BUDGET YEAR THEREAFTER.

(b) A SCHOOL DISTRICT MUST MAKE A REQUEST PURSUANT TO THIS SUBSECTION (1.1) ON OR BEFORE JULY 1 OF THE APPLICABLE BUDGET YEAR FOR THE APPLICABLE BUDGET YEAR.

(1.2) THE DEPARTMENT OF EDUCATION SHALL NOT CHANGE A SCHOOL DISTRICT'S DISTRIBUTION SCHEDULE PURSUANT TO SUBSECTION (1) OR (1.1) OF THIS SECTION DURING THE CURRENT BUDGET YEAR FOR THE CURRENT BUDGET YEAR.".

Judiciary — After consideration on the merits, the Committee recommends that **SB24-062** be postponed indefinitely.

Judiciary — After consideration on the merits, the Committee recommends that **SB24-074** 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 11 and 12, strike "SECTION, EXCEPT AS PROVIDED IN SUBSECTION (6) OF THIS SECTION." and substitute "SECTION.".

Page 4, strike lines 10 through 27.

Page 5, strike lines 1 through 9.

Transportation & Energy — After consideration on the merits, the Committee recommends that **SB24-105** 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 **SB24-065** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, after line 16 insert:

"(III) WHEN AN EMPLOYEE OR CONTRACTOR OF A CITY OR COUNTY IS ACTING WITHIN THE SCOPE OF THE EMPLOYEE'S OR CONTRACTOR'S DUTIES AS A CODE ENFORCEMENT OFFICER OR ANIMAL PROTECTION OFFICER;".

Renumber succeeding subparagraphs 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:

**SB24-063** by Senator(s) Rich and Coleman; also Representative(s) Taggart--Concerning the confidentiality of discussions in a peer support setting.

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

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

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

Co-sponsor(s) added: Buckner, Cutter, Gardner, Ginal, Jaquez Lewis, Kirkmeyer, Liston, Michaelson Jenet, Priola, Roberts, Will, and Zenzinger.

**HB24-1179** by Representative(s) deGruy Kennedy and Frizell; also Senator(s) Hansen and Baisley--Concerning the creation of an updated abstract for the 2023 property tax year.

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

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

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

Co-sponsor(s) added: Priola.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-079** by Senator(s) Hinrichsen and Smallwood; also Representative(s) Mabrey and Weinberg--Concerning authorization for a two-wheeled motorcycle to overtake another motor vehicle in the same lane.

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.006) , by Senator Hinrichsen.

Amend engrossed bill, page 5, line 22, strike "TWENTY" and substitute "FIFTEEN".

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

| YES | 28 | NO | 2 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | E | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | E | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | E | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | N | Liston | Y | Roberts | Y | President | Y |
| Gardner | N | Lundeen | Y | Rodriguez | Y | | |

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

| YES | 22 | NO | 8 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | E | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | E | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | E | Kolker | N | Rich | Y | Zenzinger | Y |
| Fields | N | Liston | N | Roberts | N | President | Y |
| Gardner | N | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Gonzales, Lundeen, and Priola.

**SB24-087** by Senator(s) Mullica and Will; also Representative(s) Daugherty--Concerning the provision of a facility-provided topical medication to a patient for the continuity of the patient's treatment after a surgical procedure.

Laid over until Thursday, February 15, retaining its place on the calendar.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB24-066 and SB24-022) of Tuesday, February 13, was laid over until Wednesday, February 14, retaining its place on the calendar.

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

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

CHIEF MEDICAL OFFICER

for a term expiring at the pleasure of the Governor:

Bruce “Ned” Calonge, MD, MPH, of Greenwood Village, Colorado, appointed.

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

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MEMBER OF THE
MEDICAL SERVICES BOARD

effective July 2, 2023, for a term expiring July 1, 2027:

James McLaughlin of Colorado Springs, Colorado, to serve as a resident of the Fifth Congressional District and a Republican, with knowledge of medical assistance programs, appointed.

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

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

February 13, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB24-1103 and 1143, amended as printed in House Journal, February 12, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES

February 13, 2024
We herewith transmit:

Without comment, as amended, HB24-1103 and 1143.

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## COMMITTEE OF REFERENCE REPORTS

Appropriations — After consideration on the merits, the Committee recommends that **HB24-1180** 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 **HB24-1181** be referred to the Committee of the Whole with favorable recommendation.

Appropriations — After consideration on the merits, the Committee recommends that **HB24-1182** 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 **HB24-1183** 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 **HB24-1184** 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 **HB24-1185** 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 **HB24-1186** 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 **HB24-1187** 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 **HB24-1188** 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 **HB24-1189** be referred to the Committee of the Whole with favorable recommendation.

Appropriations — After consideration on the merits, the Committee recommends that **HB24-1190** 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 **HB24-1191** be referred to the Committee of the Whole with favorable recommendation.

Appropriations — After consideration on the merits, the Committee recommends that **HB24-1192** 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 **HB24-1193** 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 **HB24-1194** 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 **HB24-1195** 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 **HB24-1196** be referred to the Committee of the Whole with favorable recommendation.

Appropriations — After consideration on the merits, the Committee recommends that **HB24-1197** be referred to the Committee of the Whole with favorable recommendation.

Appropriations — After consideration on the merits, the Committee recommends that **HB24-1198** be referred to the Committee of the Whole with favorable recommendation.

Appropriations — After consideration on the merits, the Committee recommends that **HB24-1199** be referred to the Committee of the Whole with favorable recommendation.

Appropriations — After consideration on the merits, the Committee recommends that **HB24-1200** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB24-1201** 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 **HB24-1202** 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 **HB24-1203** 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 **HB24-1204** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB24-1205** 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 **HB24-1206** 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 **HB24-1207** 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 **HB24-1208** 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 **HB24-1209** 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 **HB24-1210** 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 **HB24-1211** 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 **HB24-1212** 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 **HB24-1213** 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 **HB24-1214** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appro-priations After consideration on the merits, the Committee recommends that **HB24-1215** be referred to the Committee of the Whole with favorable recommendation.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-157** by Senator(s) Fenberg, Buckner, Coleman, Cutter, Exum, Fields, Hansen, Hinrichsen, Michaelson Jenet, Priola, Rodriguez; also Representative(s) McCluskie and deGruy Kennedy, Amabile, Bird, Boesenecker, Daugherty, Duran, Froelich, Garcia, Jodeh, Lindsay, Lindstedt, McCormick, McLachlan, Sirota, Snyder, Titone--Concerning clarifying the application of the Colorado open meetings law to the Colorado general assembly.
State, Veterans, & Military Affairs

**SB24-158** by Senator(s) Hansen and Michaelson Jenet; also Representative(s) Lukens--Concerning social media companies, and, in connection therewith, establishing requirements for the operation of social media platforms by social media companies and authorizing the attorney general to enforce the new requirements under the "Colorado Consumer Protection Act".
Business, Labor, & Technology

**SB24-159** by Senator(s) Jaquez Lewis and Priola; also Representative(s) Boesenecker and Marvin--Concerning modifications to processes to further protect public health in energy and carbon management.
Agriculture & Natural Resources

**HB24-1012** by Representative(s) Mauro and Boesenecker, Kipp, Lindstedt, Mabrey; also Senator(s) Zenzinger and Simpson--Concerning the operational efficiency of the front range passenger rail district.
Transportation & Energy

**HB24-1014** by Representative(s) Weissman and Mabrey; also Senator(s) Gonzales--Concerning the elimination of a judicially created requirement that a significant number of consumers be harmed before remedies may be available under the "Colorado Consumer Protection Act".
Judiciary

**HB24-1047** by Representative(s) McCormick and Catlin, McLachlan; also Senator(s) Roberts and Simpson, Bridges, Pelton B., Pelton R.--Concerning the scope of practice for veterinary technicians, and, in connection therewith, directing the state board of veterinary medicine to promulgate rules regarding the supervision of and the delegation of certain tasks to veterinary technicians, veterinary technician specialists, or other personnel by a licensed veterinarian and establishing a veterinary technician specialist designation.
Agriculture & Natural Resources

**HB24-1048** by Representative(s) McCormick and Martinez, McLachlan; also Senator(s) Ginal and Pelton B., Pelton R., Simpson--Concerning the provision of veterinary services through telehealth.
Agriculture & Natural Resources

**HB24-1074** by Representative(s) Armagost and Duran; also Senator(s) Ginal and Gardner--Concerning specifications for the offense of aggravated cruelty to a law enforcement animal.
Judiciary

**HB24-1093** by Representative(s) Armagost and Martinez; also Senator(s) Hinrichsen--Concerning granting provisional peace officer certification to a person who was authorized as a peace officer in the armed forces.
State, Veterans, & Military Affairs

**HB24-1102** by Representative(s) deGruy Kennedy and Soper; also Senator(s) Exum--Concerning requirements for individuals appointed to serve in certain independent agencies of the judicial department.
Judiciary

**HB24-1104** by Representative(s) Snyder and Armagost; also Senator(s) Exum--Concerning protection of firefighters' personal information from publication on the internet.
Judiciary

**HB24-1118** by Representative(s) Marshall and Joseph; also Senator(s) Roberts and Gardner--Concerning authorization for the attorney general to operate a district attorney's office due to a vacancy to the extent allowed by an executive order of the governor.
Judiciary

**HB24-1139** by Representative(s) Lieder and Armagost; also Senator(s) Will and Exum--Concerning the payment of death benefits after remarriage to a surviving spouse of a state employee who worked in a job with a high-risk classification.
Business, Labor, & Technology

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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:

May 12, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO HEALTH FACILITIES AUTHORITY BOARD OF DIRECTORS

effective July 1, 2023 for terms expiring June 30, 2027:

Jason Portz of Durango, Colorado, reappointed;

Brian Turner of Canon City, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on Health & Human Services

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February 2, 2024

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

Ladies and Gentlemen:

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

MEMBER OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2025:

Adrienne Benavidez of Denver, Colorado, to serve as a representative of the public, occasioned by the resignation of Bradford Geiger of Highlands Ranch, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 2/05/24
Ryan Breitweiser, Journal Clerk

Committee on Judiciary

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, February 14, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

36th Legislative Day Wednesday, February 14, 2024

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

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

Roll Call — Present--33
Excused--2, Marchman, Mullica
Present later--1, Marchman

Quorum — The President announced a quorum present.

Pledge — By Senator Van Winkle.

Approval of the Journal — On motion of Senator Exum, the Journal of Tuesday, February 13, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-157, 158, and 159.
**Correctly Reengrossed:** SB24-063 and 079.
**Correctly Rerevised:** HB24-1179.

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## COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology — After consideration on the merits, the Committee recommends that **SB24-103** be referred to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology — After consideration on the merits, the Committee recommends that **SB24-104** be referred to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology — The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for terms expiring January 1, 2027:

Kristopher Camblin of Holyoke, Colorado, to serve as a representative of rural electric cooperatives, appointed;

Carl Christian of Fountain, Colorado, to serve as a representative of special districts, appointed;

Natalie Donovan-Flores of Silverthorne, Colorado, to serve as a representative of investor-owned utilities, appointed;

Mitchell Pebley of Centennial, Colorado, to serve as a representative of pipeline companies, appointed.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**HB24-1103** by Representative(s) Amabile and Herod; also Senator(s) Gonzales and Buckner–Concerning prohibitions on the official use of the term “excited delirium”.
Judiciary

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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.

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## 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:

**SB24-006** by Senator(s) Rodriguez and Fields; also Representative(s) English and Bradfield, Amabile--Concerning considering factors related to the capability to participate in the judicial process in determining whether to place a person into a pretrial diversion program.

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

Amend printed bill, page 3, line 13, strike "A".

Page 3, strike lines 14 through 19.

Page 5, line 1, after "AGREEMENT" insert "WITH THE CONSENT OF THE DISTRICT ATTORNEY AND THE COURT".

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

**SCR24-001** by Senator(s) Danielson and Fields, Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Weissman, deGruy Kennedy--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning allowing Colorado lawmakers to pass laws that permit victims of childhood sexual abuse to bring a civil claim for the sexual abuse regardless of when the sexual abuse occurred.

Laid over until Tuesday, February 20, retaining its place on the calendar.

**SB24-066** by Senator(s) Sullivan; also Representative(s) Froelich--Concerning a requirement that certain businesses with relationships with firearms merchants use the appropriate merchant category code.

Laid over until Tuesday, February 20, retaining its place on the calendar.

**SB24-022** by Senator(s) Mullica; also Representative(s) Brown and Velasco--Concerning an expansion of the ability of a board of county commissioners to regulate tobacco products.

Laid over until Thursday, February 15, 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 | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | E | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | E | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-006 as amended.
Laid over until Thursday, February 15: SB24-022.
Laid over until Tuesday, February 20: SCR24-001, SB24-066.

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On motion of Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB24-017, SB24-074, SB24-105, HB24-1180, HB24-1182, HB24-1183, HB24-1184, HB24-1185, HB24-1186, HB24-1188, HB24-1190, HB24-1192, HB24-1193, HB24-1194, HB24-1195, HB24-1201, HB24-1202, HB24-1203, HB24-1204, HB24-1205, HB24-1206, HB24-1208, HB24-1209, HB24-1210, HB24-1211, HB24-1212, HB24-1213, and HB24-1214 were made Special Orders at 9:25 a.m.

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Committee of the Whole

The hour of 9:25 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.

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

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## 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:

**SB24-017** by Senator(s) Lundeen and Bridges; also Representative(s) McLachlan and Pugliese--Concerning the distribution amounts made by the state to a school district during the budget year that comprise the state's share of a school district's total program.

Upon request of Majority Leader Rodriguez, **SB24-017** was removed from the Special Orders--Second Reading of Bills -- Consent Calendar of Wednesday, February 14, and was placed at the end of the Special Orders--Second Reading of Bills Calendar of Wednesday, February 14.

**SB24-074** by Senator(s) Gardner; also Representative(s) Weissman--Concerning concurrent jurisdiction over United States military property.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 13, page(s) 200 and placed in members' bill files.)

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

**SB24-105** by Senator(s) Hinrichsen, Ginal; also Representative(s) Epps and McLachlan--Concerning clarifications to the fees imposed by the department of revenue related to fuel products.

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

**HB24-1180** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of agriculture.

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

**HB24-1182** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of early childhood.

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

**HB24-1183** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of education.

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

**HB24-1184** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.

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

**HB24-1185** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of health care policy and financing.

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

**HB24-1186** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of higher education.

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

**HB24-1188** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the judicial department.

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

**HB24-1190** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of law.

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

**HB24-1192** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of local affairs.

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

**HB24-1193** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of military and veterans affairs.

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

**HB24-1194** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of natural resources.

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

**HB24-1195** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of personnel.

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

**HB24-1201** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of transportation.

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

**HB24-1202** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of the treasury.

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

**HB24-1203** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.

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

**HB24-1204** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning funding for capital construction information technology, and making supplemental appropriations in connection therewith.

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

**HB24-1205** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning modifications to the Colorado imagination library program to enhance early childhood literacy.

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

**HB24-1206** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Kirkmeyer and Zenzinger, Rodriguez--Concerning including certain schools as types of school food authorities, and, in connection therewith, making an appropriation.

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

**HB24-1208** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning transfers to the autism treatment fund.

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

**HB24-1209** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning creation of the America 250 - Colorado 150 cash fund.

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

**HB24-1210** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Kirkmeyer and Zenzinger--Concerning extending the deadline for the Colorado commission on higher education's statewide longitudinal data system report, and, in connection therewith, extending a related existing appropriation.

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

**HB24-1211** by Representative(s) Taggart and Sirota, Bird; also Senator(s) Zenzinger and Kirkmeyer--Concerning the establishment of the state funding for senior services contingency reserve fund, and, in connection therewith, making an appropriation.

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

**HB24-1212** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning entities serving the new twenty-third judicial district.

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

**HB24-1213** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning a transfer from the general fund to the judicial collection enhancement fund.

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

**HB24-1214** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning community crime victims funding, and, in connection therewith, reducing and making an appropriation.

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

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

The Committee of the Whole took the following action:

Passed on second reading: SB24-074 as amended, SB24-105, HB24-1180, HB24-1182, HB24-1183, HB24-1184, HB24-1185, HB24-1186, HB24-1188, HB24-1190, HB24-1192, HB24-1193, HB24-1194, HB24-1195, HB24-1201, HB24-1202, HB24-1203, HB24-1204, HB24-1205, HB24-1206, HB24-1208, HB24-1209, HB24-1210, HB24-1211, HB24-1212, HB24-1213, HB24-1214
Removed from Consent: SB24-017

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On motion of Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB24-1181, HB24-1187, HB24-1189, HB24-1191, HB24-1196, HB24-1197, HB24-1198, HB24-1199, HB24-1200, HB24-1207, HB24-1215, and SB24-017 were made Special Orders at 9:39 a.m.

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Committee of the Whole

The hour of 9:39 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.

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## SPECIAL ORDERS -- SECOND READING OF BILLS

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

**HB24-1181** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of corrections.

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

**HB24-1187** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of human services.

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

**HB24-1189** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of labor and employment.

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

**HB24-1191** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of legislature.

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

**HB24-1196** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of public health and environment.

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

**HB24-1197** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges--Concerning a supplemental appropriation to the department of public safety.

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.)

**HB24-1198** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of regulatory agencies.

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

**HB24-1199** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of revenue.

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

**HB24-1200** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of state.

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

**HB24-1207** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Zenzinger and Kirkmeyer--Concerning adjustments to school funding for the 2023-24 budget year, and, in connection therewith, reducing an appropriation.

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

**HB24-1215** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning transfers to the capital construction fund.

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

**SB24-017** by Senator(s) Lundeen and Bridges; also Representative(s) McLachlan and Pugliese--Concerning the distribution amounts made by the state to a school district during the budget year that comprise the state's share of a school district's total program.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 13, page(s) 200 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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## AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

**HB24-1197** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges--Concerning a supplemental appropriation to the department of public safety.

Senator Gardener moved to amend the report of the Committee of the Whole to show that the following Gardner floor amendment, (J.010) to HB24-1197, did pass.

Amend printed bill, page 40, strike lines 25 and 26.

Page 41, strike lines 1 through 15.

Renumber succeeding section accordingly.

PURPOSE: Reduces $4.9 million from the Revenue Loss Restoration Cash Fund for urgent incident response in the Department of **Public Safety**. In the process, the amendment eliminates a double count where the money from the Revenue Loss Restoration Cash Fund is first appropriated to the Urgent Incident Response Fund and then from the Urgent Incident Response Fund to the Department.

| Fiscal Impact of Amendment | | | | | | |
|---|---|---|---|---|---|---|
| Department | GF | CF | RF | FF | Total | FTE |
| Public Safety | $0 | ($4,926,100) | ($4,926,100) | $0 | ($9,852,200) | 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 | 13 | NO | 21 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | Y | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | E | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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## ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- SPECIAL ORDERS

On motion of Senator Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 23 | NO | 11 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | E | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-017 as amended, HB24-1181, HB24-1187, HB24-1189, HB24-1191, HB24-1196, HB24-1197, HB24-1198, HB24-1199, HB24-1200, HB24-1207, HB24-1215.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Thursday, February 15, 2024.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

37th Legislative Day — Thursday, February 15, 2024

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

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

Roll Call — Present--30
Excused--5, Baisley, Buckner, Ginal, Gonzales, Roberts.

Quorum — The President announced a quorum present.

Pledge — By Senator Van Winkle.

Approval of the Journal — On motion of Senator Exum, the Journal of Wednesday, February 14, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SB24-006, 017, 074, and 105.
**Correctly Revised:** HB24-1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, and 1215.

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## COMMITTEE OF REFERENCE REPORTS

Trans-portation & Energy — After consideration on the merits, the Committee recommends that **SB24-128** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Trans-portation & Energy — The Committee on Transportation & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
COLORADO ENERGY RESEARCH AUTHORITY

effective July 2, 2023, for terms expiring July 1, 2027:

William Toor of Boulder, Colorado, reappointed;

Mark Sirangelo of Lafayette, Colorado, reappointed.

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

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Senate in recess. Senate reconvened.

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Upon request of Majority Leader Rodriguez, **HB24-1204** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Thursday, February 15, 2024 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Thursday, February 15, 2024.

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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:

**SB24-074** by Senator(s) Gardner; also Representative(s) Weissman--Concerning concurrent jurisdiction over United States military property.

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

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

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

**SB24-105** by Senator(s) Hinrichsen, Ginal; also Representative(s) Epps and McLachlan--Concerning clarifications to the fees imposed by the department of revenue related to fuel products.

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

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

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

Co-sponsor(s) added: Priola.

**HB24-1180** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of agriculture.

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

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

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

Co-sponsor(s) added: Cutter, Michaelson Jenet, and Priola.

**HB24-1182** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of early childhood.

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

| YES | 29 | NO | 1 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Cutter, Exum, Jaquez Lewis, Michaelson Jenet, and Priola.

**HB24-1183** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of education.

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

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

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

Co-sponsor(s) added: Cutter, Exum, Jaquez Lewis, Michaelson Jenet, and Priola.

**HB24-1184** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.

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

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

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

Co-sponsor(s) added: Priola.

**HB24-1185** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--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 | 30 | NO | 0 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Cutter, Exum, Michaelson Jenet, and Priola.

**HB24-1186** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of higher education.

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

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

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

Co-sponsor(s) added: Cutter, Exum, Jaquez Lewis, Michaelson Jenet, and Priola.

**HB24-1188** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the judicial department.

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

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

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

Co-sponsor(s) added: Priola.

**HB24-1190** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--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 | 30 | NO | 0 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Priola.

**HB24-1192** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of local affairs.

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

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

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

Co-sponsor(s) added: Priola.

**HB24-1193** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of military and veterans affairs.

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

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

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

Co-sponsor(s) added: Cutter, Exum, Liston, Michaelson Jenet, and Priola.

**HB24-1194** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--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 | 30 | NO | 0 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Cutter, Priola, and Will.

**HB24-1195** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--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 | 29 | NO | 1 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

**HB24-1201** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of transportation.

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

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

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

Co-sponsor(s) added: Cutter, Michaelson Jenet, and Priola.

**HB24-1202** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--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 | 30 | NO | 0 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Priola.

**HB24-1203** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--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 | 30 | NO | 0 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Cutter, Hinrichsen, Michaelson Jenet, Mullica, and Priola.

**HB24-1205** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning modifications to the Colorado imagination library program to enhance early childhood literacy.

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

| YES | 29 | NO | 1 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Cutter, Exum, Fenberg, Hinrichsen, Michaelson Jenet, Mullica, and Priola.

**HB24-1206** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Kirkmeyer and Zenzinger, Rodriguez--Concerning including certain schools as types of school food authorities, 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 | 0 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Cutter, Exum, Hinrichsen, Michaelson Jenet, and Priola.

**HB24-1208** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning transfers to the autism treatment fund.

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

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

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

Co-sponsor(s) added: Cutter, Exum, Hinrichsen, Michaelson Jenet, and Priola.

**HB24-1209** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning creation of the America 250 - Colorado 150 cash fund.

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

| YES | 29 | NO | 1 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Priola.

**HB24-1210** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Kirkmeyer and Zenzinger--Concerning extending the deadline for the Colorado commission on higher education's statewide longitudinal data system report, and, in connection therewith, extending a related existing appropriation.

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

| YES | 29 | NO | 1 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Cutter, Michaelson Jenet, and Priola.

**HB24-1211** by Representative(s) Taggart and Sirota, Bird; also Senator(s) Zenzinger and Kirkmeyer--Concerning the establishment of the state funding for senior services contingency reserve 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 | 30 | NO | 0 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Cutter, Exum, Hinrichsen, Liston, Michaelson Jenet, Mullica, Priola, and Will.

**HB24-1212** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning entities serving the new twenty-third judicial district.

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

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

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

Co-sponsor(s) added: Gardner, Liston, Priola, and Van Winkle.

**HB24-1213** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning a transfer from the general fund to the judicial collection enhancement fund.

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

| YES | 29 | NO | 1 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Priola.

**HB24-1214** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning community crime victims funding, and, in connection therewith, reducing and making an appropriation.

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

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

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

Co-sponsor(s) added: Coleman, Cutter, Exum, Fields, Hinrichsen, Lundeen, Michaelson Jenet, Priola, and Van Winkle.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-087** by Senator(s) Mullica and Will; also Representative(s) Daugherty and Bradfield--Concerning the provision of a facility-provided topical medication to a patient for the continuity of the patient's treatment after a surgical procedure.

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

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

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

Co-sponsor(s) added: Bridges, Coleman, Cutter, Fields, Gardner, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Priola, Rich, Rodriguez, Smallwood, Van Winkle, and Winter F.

**SB24-006** by Senator(s) Rodriguez and Fields; also Representative(s) English and Bradfield, Amabile--Concerning considering factors related to the capability to participate in the judicial process in determining whether to place a person into a pretrial diversion program.

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

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

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

Co-sponsor(s) added: Cutter, Exum, Michaelson Jenet, Priola, and Winter F.

**HB24-1181** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--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 | 20 | NO | 10 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | E | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

**HB24-1187** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--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 | 25 | NO | 5 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Cutter and Michaelson Jenet.

**HB24-1189** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of labor and employment.

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

| YES | 23 | NO | 7 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | E | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Priola.

**HB24-1191** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of legislature.

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

| YES | 21 | NO | 9 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | E | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Cutter, Hansen, Michaelson Jenet, and Priola.

**HB24-1196** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of public health and environment.

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

| YES | 21 | NO | 9 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | E | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Exum, Fenberg, Fields, Hansen, Michaelson Jenet, and Winter F.

**HB24-1197** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges--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 | 19 | NO | 11 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | E | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Fenberg, Fields, Michaelson Jenet, and Priola.

**HB24-1198** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of regulatory agencies.

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

| YES | 21 | NO | 9 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | E | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Priola.

**HB24-1199** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning a supplemental appropriation to the department of revenue.

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

| YES | 21 | NO | 9 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | E | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

**HB24-1200** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--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 | 20 | NO | 10 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | E | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Priola.

**HB24-1207** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Zenzinger and Kirkmeyer--Concerning adjustments to school funding for the 2023-24 budget year, and, in connection therewith, reducing an appropriation.

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

| YES | 29 | NO | 1 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Exum, Fields, Lundeen, and Priola.

**HB24-1215** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning transfers to the capital construction fund.

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

| YES | 29 | NO | 1 | EXCUSED | 5 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | E | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | E | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Fields, Michaelson Jenet, and Priola.

**HB24-1204** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--Concerning funding for capital construction information technology, and making supplemental appropriations in connection therewith.

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

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

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

Co-sponsor(s) added: Fields.

**SB24-017** by Senator(s) Lundeen and Bridges; also Representative(s) McLachlan and Pugliese--Concerning the distribution amounts made by the state to a school district during the budget year that comprise the state's share of a school district's total program.

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

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

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

Co-sponsor(s) added: Fields, Gardner, Hinrichsen, Kirkmeyer, Liston, Rich, Smallwood, and Van Winkle.

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Committee of the Whole

On motion of Senator Hinrichsen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

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## 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:

**SB24-022** by Senator(s) Mullica; also Representative(s) Brown and Velasco--Concerning an expansion of the ability of a board of county commissioners to regulate tobacco products.

Laid over until Friday, February 16, retaining its place on the calendar.

**SB24-099** by Senator(s) Pelton R. and Marchman; also Representative(s) Winter T. and McLachlan--Concerning public employees' retirement association limitations on employment after retirement for a service retiree employed by a rural school.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 13, page(s) 199 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Pelton R.

Amend printed bill, page 2, line 3, after "(1.9)(a)," insert "(1.9)(h),".

Page 3, after line 24, add:

"(h) A ~~teacher~~ TEACHER, SUPERINTENDENT, OR PRINCIPAL who retires before he or she has met the age and service credit requirements for full service retirement benefits pursuant to section 24-51-602 shall not be employed after retirement pursuant to this subsection (1.9) by the employer in the school division that was the ~~teacher's~~ TEACHER'S, SUPERINTENDENT'S, OR PRINCIPAL'S last employer until two years after the ~~teacher's~~ TEACHER'S, SUPERINTENDENT'S OR PRINCIPAL'S date of retirement.".

Amendment No. 3(L.005), by Senator Pelton R.

Amend printed bill, page 2, line 3, after "(1.9)(a)," insert "(1.9)(h),".

Page 3, after line 24 insert:

"(h) A ~~teacher~~ TEACHER, SCHOOL BUS DRIVER, SCHOOL FOOD SERVICES

COOK, SCHOOL NURSE, SUPERINTENDENT, PRINCIPAL, OR QUALIFIED PARAPROFESSIONAL who retires before he or she has met the age and service credit requirements for full service retirement benefits pursuant to section 24-51-602 shall not be employed after retirement pursuant to this subsection (1.9) by the employer in the school division that was the ~~teacher's~~ TEACHER'S, SCHOOL BUS DRIVER'S, SCHOOL FOOD SERVICES COOK'S, SCHOOL NURSE'S , SUPERINTENDENT'S, PRINCIPAL'S, OR QUALIFIED PARAPROFESSIONAL'S last employer until two years after the ~~teacher's~~ TEACHER'S, SCHOOL BUS DRIVER'S, SCHOOL FOOD SERVICES COOK'S, SCHOOL NURSE'S, SUPERINTENDENT'S, PRINCIPAL'S, OR QUALIFIED PARAPROFESSIONAL'S date of retirement.".

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

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

The Committee of the Whole took the following action:

Passed on second reading: SB24-099 as amended.
Laid over until Friday, February 16: SB24-022.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-160** by Senator(s) Fenberg and Lundeen, Rodriguez; also Representative(s) McCluskie and Pugliese, Duran–Concerning records related to complaints of discriminatory workplace practices.
State, Veterans, & Military Affairs

**HB24-1067** by Representative(s) Ortiz and Bradley; also Senator(s) Winter F.–Concerning ballot access for candidates with disabilities.
State, Veterans, & Military Affairs

**HB24-1143** by Representative(s) Catlin; also Senator(s) Winter F. And Pelton B.–Concerning construction bidding cost thresholds for department of transportation projects.
Transportation & Energy

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## MESSAGE FROM THE GOVERNOR

Appointment

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

January 25, 2024

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

Ladies and Gentlemen:

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

MEMBER OF THE
STATE HOUSING BOARD

effective February 1, 2024 for a term expiring January 31, 2028:

LaDawn Sperling of Thornton, Colorado to serve as a Republican and resident of the Seventh Congressional District, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 1/25/24
Ryan Breitweiser, Journal Clerk

Committee on Local Government & Housing

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## MESSAGE FROM THE HOUSE

February 15, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1155.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1033, amended as printed in House Journal, February 14, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES

February 15, 2024
We herewith transmit:

Without comment, HB24-1033.
Without comment, as amended, HB24-1155.

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

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

MEMBER OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

effective January 1, 2024, for a term expiring December 31, 2027:

Anne Trujillo of Denver, Colorado, appointed.

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

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Friday, February 16, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

38th Legislative Day — Friday, February 16, 2024

Prayer — By the chaplain, Reverend Amy Morgan, First United Presbyterian Church, Loveland.

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

Roll Call — Present--28
Excused--7, Bridges, Danielson, Gardner, Ginal, Jaquez Lewis, Liston, Mullica
Present later--1, Mullica

Quorum — The President announced a quorum present.

Pledge — By Senator Van Winkle.

Approval of the Journal — On motion of Senator Exum, the Journal of Thursday, February 15, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-160.
**Correctly Engrossed:** SB24-099.
**Correctly Reengrossed:** SB24-006, 017, 074, 087, and 105.
**Correctly Rerevised:** HB24-1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, and 1215.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Minority Leader Lundeen.

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## COMMITTEE OF REFERENCE REPORTS

Judiciary — After consideration on the merits, the Committee recommends that **SB24-084** 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 "A CURRICULUM" and substitute "RESOURCES".

Page 3, line 3, strike "CURRICULUM." and substitute "RESOURCES AND COORDINATE WITH THE DEPARTMENT OF EDUCATION TO MAKE THE RESOURCES AVAILABLE TO SCHOOLS AND SCHOOL DISTRICTS IN THE STATE.".

Local Government & Housing — After consideration on the merits, the Committee recommends that **SB24-089** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB24-138** 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:

MEMBER OF THE
GROUND WATER COMMISSION

for a term expiring May 1, 2027:

Todd Denning of Keenesburg, Colorado, to serve as a representative of the Lost Creek Designated Ground Water Basin and resident agriculturist, appointed.

Agriculture & Natural Resources

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

MEMBERS OF THE
STATE BOARD OF LAND COMMISSIONERS

effective July 1, 2023, for terms expiring June 30, 2027:

Josephine W. Heath of Boulder, Colorado, to serve as a representative of public primary or secondary education, and as a Democrat, reappointed;

Christie Marie Scanlan of Keystone, Colorado, to serve as a representative of local government and land use planning, and as a Democrat, reappointed.

State, Veterans, & Military Affairs

The Committee on State, Veterans, & Military Affairs has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for terms expiring July 1, 2027:

Patricia Hammon of Eagle, Colorado, to serve as a veteran, a designee of the State Board of Veterans' Affairs, and a Democrat, appointed;

John Freeburg of Rye, Colorado, to serve as a veteran and a Republican, appointed;

Leah McMahon of Denver, Colorado, to serve as the state long-term care ombudsman and a Democrat, reappointed.

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
HEALTH INSURANCE AFFORDABILITY ENTERPRISE BOARD

for a term expiring September 24, 2024:

Saskia Young of Westminster, Colorado, a representative of a statewide association of health benefit plans, occasioned by the resignation of Amanda Massey of Centennial, Colorado, appointed.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-093** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, strike lines 14 through 24.

Page 3, strike lines 1 through 8 and substitute:

"(IV) "TRANSFERRING ENROLLEE" MEANS AN INDIVIDUAL WHO:

(A) WAS ENROLLED IN MEDICAID OR THE CHILDREN'S BASIC HEALTH PLAN, BUT IS NO LONGER ELIGIBLE FOR BENEFITS THROUGH THE PROGRAM IN WHICH THE INDIVIDUAL WAS ENROLLED; OR

(B) WAS COVERED UNDER A HEALTH BENEFIT PLAN WHOSE COVERAGE HAS NOT BEEN RENEWED BECAUSE THE CARRIER IS NO LONGER OFFERING ANY HEALTH BENEFIT PLANS THAT THE INDIVIDUAL IS ELIGIBLE FOR AND IS THEREFORE ENROLLED IN A NEW HEALTH BENEFIT PLAN AND WHO: IS UNDERGOING A COURSE OF TREATMENT FOR A SERIOUS AND COMPLEX MEDICAL CONDITION THAT IS TREATED BY THE PROVIDER OR FACILITY; IS UNDERGOING A COURSE OF INPATIENT CARE PROVIDED BY THE PROVIDER OR FACILITY; IS PREGNANT AND UNDERGOING A COURSE OF TREATMENT FOR THE PREGNANCY PROVIDED BY THE PROVIDER OR FACILITY; IS TERMINALLY ILL AS DETERMINED UNDER SECTION 1861 (dd)(3)(A) OF THE FEDERAL "SOCIAL SECURITY ACT", 42 U.S.C. SEC. 1395x, AS AMENDED, AND IS RECEIVING TREATMENT FOR THE ILLNESS FROM THE PROVIDER OR FACILITY; OR IS SCHEDULED TO UNDERGO NONELECTIVE SURGERY FROM THE PROVIDER OR FACILITY, INCLUDING THE RECEIPT OF POSTOPERATIVE CARE FROM THE PROVIDER OR FACILITY WITH RESPECT TO THE SURGERY.".

Page 3, lines 18 and 19, strike "IN THE SECOND OR THIRD TRIMESTER OF PREGNANCY" and substitute "WHO IS PREGNANT AND".

Page 3, line 24, after "(c)" insert "(I)".

Page 3, line 26, strike "(I)" and substitute "(A)".

Page 3, strike line 27 and substitute "OR FACILITY AT THE CARRIER'S STANDARD IN-NETWORK REIMBURSEMENT RATE;".

Page 4, line 2, strike "(II)" and substitute "(B)".

Page 4, line 6, strike "FACILITIES." and substitute "FACILITIES IN ORDER FOR THE OUT-OF-NETWORK PROVIDER OR FACILITY TO BE ELIGIBLE FOR REIMBURSEMENT UNDER SUBSECTION (4.5)(c)(I)(A) OF THIS SECTION.

(II) IF AN OUT-OF-NETWORK PROVIDER OR FACILITY HAS BEEN REIMBURSED PURSUANT TO SUBSECTION (4.5)(c)(I)(A) OF THIS SECTION, THE TRANSFERRING ENROLLEE SHALL NOT BE BALANCE BILLED.".

Page 5, after line 20 insert:

"**SECTION 2.** In Colorado Revised Statutes, 12-30-112, **add** (3.7) as follows:

**12-30-112. Health-care providers - required disclosures - balance billing - deceptive trade practice - rules - definitions.** (3.7) AN OUT-OF-NETWORK PROVIDER SHALL NOT BALANCE BILL A COVERED PERSON FOR SERVICES IF THE PROVISIONS OF SECTION 10-16-705 (4.5)(c)(II) APPLY.".

Renumber succeeding section accordingly.

Page 5, line 22, strike "2026;" and substitute "2025;".

Page 6, line 1, strike "2026," and substitute "2025,".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-015** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, line 16, after "mental" insert "and behavioral".

Page 3, line 17, after "mental" insert "and behavioral".

Page 3, strike lines 18 through 27.

Strike pages 4 through 8.

Page 9, strike lines 1 and 2 and substitute:

"**SECTION 2.** In Colorado Revised Statutes, 25-1.5-404, **add** (1)(d.5) as follows:

**25-1.5-404. Primary care office - powers and duties - rules.** (1) The primary care office has, at a minimum, the following powers and duties:

(d.5) TO ADMINISTER THE DUAL LICENSURE STIPEND PROGRAM PURSUANT TO SECTION 25-1.5-503.3;

**SECTION 3.** In Colorado Revised Statutes, 25-1.5-501, **amend** (1) and (2); and **add** (4) as follows:

**25-1.5-501. Legislative declaration.** (1) The general assembly ~~hereby~~ finds that there are areas of Colorado that suffer from a lack of health-care professionals, geriatric advanced practice providers, ~~or~~ AND behavioral health-care providers ~~to serve~~ and a lack of nursing or other health-care professional faculty to train health-care professionals to meet AND SERVE the medical and behavioral health-care needs of communities. The general assembly further finds that the state needs to implement incentives to encourage health-care professionals, geriatric advanced practice providers, and behavioral health-care providers to practice in these underserved areas and to encourage nursing faculty and other health-care professional faculty to teach health-care professionals.

(2) It is therefore the intent of the general assembly in enacting this part 5 to create a state health service corps program that uses state money; federal money, when permissible; and contributions from communities and private sources to help repay the outstanding education loans that many health-care professionals, geriatric advanced practice providers, behavioral health-care providers, candidates for licensure, nursing faculty, and health-care professional faculty hold. In exchange for repayment of loans incurred for the purpose of obtaining education in their chosen health-care, geriatric care, ~~and~~ OR behavioral health-care professions, the health care professionals; geriatric advanced practice providers, behavioral health-care providers, and candidates for licensure will commit to provide health care; geriatric care; or behavioral health-care services, as applicable; in communities with underserved health-care, geriatric care, or behavioral health-care needs throughout the state, ~~and~~ the nursing and health-care professional faculty will commit to provide a specified period of service in a qualified faculty position, AND DUAL LICENSURE CANDIDATES PURSUING A DUAL LICENSE AS A LICENSED PROFESSIONAL COUNSELOR WILL AGREE TO SERVE A SPECIFIC NUMBER OF ACADEMIC YEARS IN A PUBLIC SCHOOL IN A BEHAVIORAL HEALTH POSITION.

(4) IN ADDITION, FOR THE PURPOSES OF INCREASING THE AVAILABILITY OF LICENSED PROFESSIONAL COUNSELORS WHO HOLD A SPECIAL SERVICE PROVIDER LICENSE WITH THE APPROPRIATE ENDORSEMENT, THE GENERAL ASSEMBLY SHALL CREATE A STIPEND PROGRAM TO REDUCE THE BARRIERS FOR SCHOOL COUNSELORS WHO ARE SEEKING DUAL LICENSURE AS LICENSED PROFESSIONAL COUNSELORS. PROVIDING FINANCIAL ASSISTANCE TO SUPPORT SCHOOL COUNSELORS WHO SEEK DUAL LICENSURE AS LICENSED PROFESSIONAL COUNSELORS WILL HELP ALLEVIATE THE MENTAL AND BEHAVIORAL HEALTH-CARE WORKFORCE SHORTAGE AND WILL PROVIDE MENTAL AND BEHAVIORAL HEALTH-CARE SUPPORTS TO STUDENTS.

**SECTION 4.** In Colorado Revised Statutes, 25-1.5-502, **add** (1.8), (3.5), (3.6), (6.6), (6.7), and (10.5) as follows:

**25-1.5-502. Definitions.** As used in this part 5, unless the context otherwise requires:

(1.8) "CLINICAL SUPERVISION" HAS THE SAME MEANING SET FORTH IN SECTION 12-245-601.

(3.5) "DUAL LICENSURE CANDIDATE" MEANS A COLORADO SCHOOL COUNSELOR WHO HOLDS A SPECIAL SERVICES PROVIDER LICENSE WITH THE APPROPRIATE ENDORSEMENT ISSUED PURSUANT TO ARTICLE 60.5 OF TITLE 22 AND WHO IS SEEKING DUAL LICENSURE AS A LICENSED PROFESSIONAL COUNSELOR.

(3.6) "DUAL LICENSURE STIPEND PROGRAM" OR "STIPEND PROGRAM"

MEANS THE DUAL LICENSURE STIPEND PROGRAM CREATED IN SECTION 25-1.5-503.3.

(6.6) "LICENSED PROFESSIONAL COUNSELOR" HAS THE SAME MEANING SET FORTH IN SECTION 12-245-601.

(6.7) "LICENSED PROFESSIONAL COUNSELOR SUPERVISOR" HAS THE SAME MEANING SET FORTH IN SECTION 12-245-601.

(10.5) "PUBLIC SCHOOL" MEANS A SCHOOL OF A SCHOOL DISTRICT, A DISTRICT CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF TITLE 22, AN INSTITUTE CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF TITLE 22, AN APPROVED FACILITY SCHOOL, OR THE COLORADO SCHOOL FOR THE DEAF AND THE BLIND.

**SECTION 5.** In Colorado Revised Statutes, **add** 25-1.5-503.3 as follows:

**25-1.5-503.3. Dual licensure stipend program - creation - rules.** (1) THE DUAL LICENSURE STIPEND PROGRAM IS CREATED IN THE PRIMARY CARE OFFICE TO INCREASE THE NUMBER OF LICENSED PROFESSIONAL COUNSELORS WHO WORK IN COMMUNITIES BY:

(a) REIMBURSING LICENSED PROFESSIONAL COUNSELOR SUPERVISORS WHO PROVIDE CLINICAL SUPERVISION TO DUAL LICENSURE CANDIDATES; AND

(b) REIMBURSING DUAL LICENSURE CANDIDATES FOR THE COSTS OF EXAMINATION FEES AND APPLICATION FEES DESCRIBED IN SECTION 12-245-205 ONCE DUAL LICENSURE CANDIDATES DEMONSTRATE PROFESSIONAL COMPETENCIES BY PASSING THE EXAMINATION DESCRIBED IN SECTION 12-245-604 (1)(e) AND PROVIDING THE PRIMARY CARE OFFICE WITH PROOF OF PAYMENT FOR THE EXAMINATION FEES AND THE APPLICATION FEES.

(2) (a) A DUAL LICENSURE CANDIDATE IS ELIGIBLE FOR THE STIPEND PROGRAM IF THE DUAL LICENSURE CANDIDATE IS A LICENSED SPECIAL SERVICES PROVIDER, AS DEFINED IN SECTION 22-60.5-102, AND HAS COMPLETED A MASTER'S OR DOCTORAL DEGREE IN PROFESSIONAL COUNSELING FROM AN ACCREDITED SCHOOL OR COLLEGE OR AN EQUIVALENT PROGRAM AS DETERMINED BY THE STATE BOARD OF LICENSED PROFESSIONAL COUNSELOR EXAMINERS, CREATED IN SECTION 12-245-602. THE DEGREE OR PROGRAM MUST INCLUDE A PRACTICUM OR INTERNSHIP IN THE PRINCIPLES AND PRACTICE OF PROFESSIONAL COUNSELING. THE PRIMARY CARE OFFICE SHALL SELECT DUAL LICENSURE CANDIDATES FOR THE STIPEND PROGRAM ON FIRST COME, FIRST SERVED BASIS.

(b) A DUAL LICENSURE CANDIDATE MUST SELECT A LICENSED PROFESSIONAL COUNSELOR SUPERVISOR WHO HAS OPTED IN TO PARTICIPATE IN THE STIPEND PROGRAM TO FULFILL THE DUAL LICENSURE CANDIDATE'S CLINICAL SUPERVISION HOURS.

(c) A DUAL LICENSURE CANDIDATE SHALL ENTER INTO A CONTRACT WITH THE DEPARTMENT THAT REQUIRES THE DUAL LICENSURE CANDIDATE TO REMAIN EMPLOYED BY A PUBLIC SCHOOL AS A SCHOOL COUNSELOR OR SCHOOL-BASED THERAPIST FOR AT LEAST THREE YEARS AFTER THE DATE THE DUAL LICENSURE CANDIDATE BECOMES A LICENSED PROFESSIONAL COUNSELOR.

(d) A LICENSED PROFESSIONAL COUNSELOR SUPERVISOR SHALL ENTER INTO A CONTRACT WITH THE DEPARTMENT THAT REQUIRES SUPERVISION OF A DUAL LICENSURE CANDIDATE. THE CONTRACT MUST SET STANDARDS FOR THE TERMS OF SUPERVISION, MONTHLY HOURS OF SUPERVISION, INVOICING PROCEDURES, AND REPORTING REQUIREMENTS. LICENSED PROFESSIONAL COUNSELOR SUPERVISORS SHALL NOT CHARGE DUAL LICENSURE CANDIDATES ADDITIONAL FEES IN THE CONTEXT OF THE CLINICAL SUPERVISION RELATIONSHIP.

(3) (a) IF A DUAL LICENSURE CANDIDATE FAILS TO COMPLETE DUAL LICENSURE IN A TIMELY MANNER OR FAILS TO COMPLETE THE TERMS OF SERVICE PURSUANT TO SUBSECTION (2)(c) OF THIS SECTION, THE DUAL LICENSURE CANDIDATE SHALL REPAY THE DEPARTMENT FOR THE TOTAL DIRECT COSTS INCURRED BY THE DEPARTMENT, INCLUDING THE DUAL LICENSURE CANDIDATE'S CLINICAL SUPERVISION HOURS, EXAMINATION FEES, AND APPLICATION FEES PAID TO OR ON BEHALF OF THE DUAL LICENSURE CANDIDATE. IF THE DEPARTMENT HAS TO FILE A CIVIL ACTION FOR REPAYMENT PURSUANT TO THIS SUBSECTION (3)(a), THE DEPARTMENT IS ENTITLED TO THE COST OF COLLECTIONS AND REASONABLE ATTORNEY FEES. THE DEPARTMENT SHALL COLLECT THE TOTAL DIRECT COSTS OR COSTS OF COLLECTIONS AND REASONABLE ATTORNEY FEES AND RETURN THE MONEY TO THE COLORADO HEALTH SERVICES CORPS FUND, WHICH IS CONTINUOUSLY APPROPRIATED FOR THE PURPOSE OF THE FUND.

(b) THE DEPARTMENT MAY ELECT TO WAIVE ALL OR A PORTION OF DAMAGES FOR BREACH OF CONTRACT PURSUANT TO SUBSECTION (3)(a) OF THIS

SECTION IF ENFORCEMENT IS IMPOSSIBLE OR WOULD INVOLVE AN EXTREME HARDSHIP TO THE DUAL LICENSURE CANDIDATE AND THE ENFORCEMENT OF THE CONTRACTUAL COMMITMENT IS UNCONSCIONABLE.

(4) THE PRIMARY CARE OFFICE SHALL MAINTAIN A LIST OF LICENSED PROFESSIONAL COUNSELOR SUPERVISORS WHO OPT IN TO PARTICIPATE IN THE STIPEND PROGRAM AND PROVIDE CLINICAL SUPERVISION TO DUAL LICENSURE CANDIDATES SEEKING DUAL LICENSURE.

(5) THE PRIMARY CARE OFFICE SHALL CREATE AN APPLICATION AND SELECTION PROCESS FOR DUAL LICENSURE CANDIDATES TO APPLY TO THE STIPEND PROGRAM.

(6) THE STATE BOARD OF HEALTH MAY PROMULGATE RULES TO ESTABLISH:

(a) THE MAXIMUM REIMBURSEMENT RATE FOR LICENSED PROFESSIONAL COUNSELOR SUPERVISORS WHO PROVIDE CLINICAL SUPERVISION TO DUAL LICENSURE CANDIDATES;

(b) PROCEDURES FOR A DUAL LICENSURE CANDIDATE WHO LOSES A LICENSED PROFESSIONAL COUNSELOR SUPERVISOR BEFORE THE COMPLETION OF THE DUAL LICENSURE CANDIDATE'S SUPERVISION HOURS;

(c) A DEFINITION OF "TIMELY MANNER" FOR PURPOSES OF SUBSECTION (3)(a) OF THIS SECTION; AND

(d) ANY OTHER CRITERIA NECESSARY FOR THE ADMINISTRATION OF THE STIPEND PROGRAM.

**SECTION 6.** In Colorado Revised Statutes, 25-1.5-505, **amend** (1) introductory portion, (1)(e), and (1)(f); and **add** (1)(g) as follows:

**25-1.5-505. Advisory council - report.** (1) On or before December 1, 2011, and on or before December 1 every two years thereafter, the primary care office, with assistance from the advisory council, shall submit to the governor, the health and human services committee of the senate and the ~~health and insurance and public and behavioral~~ health and human services ~~committees~~ COMMITTEE of the house of representatives, or ~~any~~ THEIR successor committees, a report that includes, at a minimum, the following information:

(e) A summary of any assessment or evaluation of program performance conducted during the year; ~~and~~

(f) A description of the nursing faculty or other health-care professional faculty members participating in the Colorado health service corps and the educational institutions where the participants teach; AND

(g) A DESCRIPTION OF THE DUAL LICENSURE CANDIDATE PARTICIPANTS IN THE STIPEND PROGRAM, INCLUDING:

(I) THE NUMBER OF DUAL LICENSURE CANDIDATES PARTICIPATING IN THE STIPEND PROGRAM;

(II) THE NUMBER OF LICENSED PROFESSIONAL COUNSELOR SUPERVISORS PARTICIPATING IN THE STIPEND PROGRAM;

(III) THE GEOGRAPHIC LOCATIONS OF DUAL LICENSURE CANDIDATES AND LICENSED PROFESSIONAL COUNSELOR SUPERVISORS; AND

(IV) THE AVERAGE LENGTH OF TIME IT TAKES A DUAL LICENSURE CANDIDATE TO COMPLETE THE REQUIRED HOURS NECESSARY TO ATTAIN LICENSURE.

**SECTION 7.** In Colorado Revised Statutes, 25-1.5-506, **add** (4)(e) as follows:

**25-1.5-506. Colorado health service corps fund - created - acceptance of grants and donations - annual appropriation from marijuana tax cash fund - repeal.** (4) (e) FOR THE 2024-25 STATE FISCAL YEAR, AND EACH STATE FISCAL YEAR THEREAFTER, THE GENERAL ASSEMBLY SHALL APPROPRIATE FOUR MILLION DOLLARS FROM THE GENERAL FUND FOR THE DUAL LICENSURE STIPEND PROGRAM FOR DUAL LICENSURE CANDIDATES. FUNDS ARE CONTINUOUSLY APPROPRIATED FOR THE PURPOSE OF THE FUND. ALL INTEREST ACCRUED BY THE FUND MUST REMAIN IN THE FUND FOR THE PURPOSES OF THE DUAL LICENSURE STIPEND PROGRAM.".

Renumber succeeding section accordingly.

Finance — After consideration on the merits, the Committee recommends that **SB24-023** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, line 3, after "(3.5)" insert "and (4)".

Page 4, after line 6 insert:

"(III) "TAX RATE" MEANS THE GENERAL SALES OR USE TAX RATE IMPOSED BY A LOCAL TAXING JURISDICTION, WITHOUT REGARD TO ANY LOCAL SALES OR USE TAX EXEMPTION OR SPECIAL TAX RATE.".

Page 4, line 7, strike "(c)" and substitute "(c) (I)".

Page 4, line 8, after "DETERMINE" insert "THE TAX RATE AND" and after "WHICH" insert "SALES OR USE".

Page 4, line 9, strike "AND THE AMOUNT OF SUCH TAX".

Page 4, after line 13 insert:

"(II) TO BE HELD HARMLESS PURSUANT TO SUBSECTION (3.5)(c)(I) OF THIS SECTION, A VENDOR MUST COLLECT, RETAIN, AND PRODUCE UPON REQUEST DOCUMENTATION REASONABLY SUFFICIENT TO DEMONSTRATE THE VENDOR'S PROPER USE OF AND RELIANCE ON THE GIS DATABASE DATA TO DETERMINE THE TAX RATE AND LOCAL TAXING JURISDICTION TO WHICH TAX WAS OWED.

(III) A VENDOR THAT QUERIES THE GIS DATABASE USING AN INCOMPLETE OR ERRONEOUS ADDRESS SHALL NOT BE HELD HARMLESS PURSUANT TO SUBSECTION (3.5)(c)(I) OF THIS SECTION FOR THE FAILURE TO PAY ANY TAX, CHARGE, OR FEE LIABILITY TO A LOCAL TAXING JURISDICTION.

(d) THE DEPARTMENT OF REVENUE, OR ITS THIRD-PARTY CONTRACTOR, SHALL UPDATE THE DATA CONTAINED IN THE GIS DATABASE, INCLUDING JURISDICTIONAL BOUNDARIES AND TAX RATES, WITHIN THIRTY DAYS OF THE RECEIPT BY THE DEPARTMENT OF REVENUE OF UPDATED OR CORRECTED DATA FROM A LOCAL TAXING JURISDICTION, AND SHALL MAINTAIN THE GIS DATABASE DATA IN AN ACCURATE CONDITION IN ACCORDANCE WITH SUBSECTION (4) OF THIS SECTION. THE DEPARTMENT SHALL PROVIDE A REASONABLY CONVENIENT METHOD FOR LOCAL TAXING JURISDICTIONS TO INFORM THE DEPARTMENT OF ANY ERRORS IN THE GIS DATABASE DATA.

(4) The department of revenue shall ensure that the GIS database data, INCLUDING JURISDICTIONAL BOUNDARIES AND TAX RATES, is at least ninety-five percent accurate based on a statistically valid sample of addresses from the database, or based on another acceptable method of proving accuracy.".

Finance After consideration on the merits, the Committee recommends that **SB24-024** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 2, strike lines 2 through 23.

Strike pages 3 and 4.

Page 5, strike lines 1 through 3.

Renumber succeeding sections accordingly.

Page 5, line 7, before "**definitions.**" insert " **legislative declaration -**".

Page 5, line 7, strike "FOR PURPOSES OF LOCAL TAX" and substitute "THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

(a) LOCAL TAXING JURISDICTIONS MAY IMPOSE A LOCAL LODGING TAX;

(b) LOCAL LODGING TAXES ACROSS LOCAL TAXING JURISDICTIONS VARY VASTLY;

(c) LOCAL TAXING JURISDICTIONS ALSO VARY ON REPORTING REQUIREMENTS FOR LOCAL LODGING OPERATORS AND ACCOMMODATION INTERMEDIARIES;

(d) SUCH VARIATION ACROSS LOCAL TAXING JURISDICTIONS IS EXCEEDINGLY BURDENSOME ON LOCAL LODGING OPERATORS AND ACCOMMODATION INTERMEDIARIES;

(e) IT IS OF STATEWIDE CONCERN TO HAVE UNIFORMITY ACROSS LOCAL TAXING JURISDICTIONS TO PROMOTE ACCURATE COMPLIANCE WITH THE COLLECTION AND REMITTANCE OF LOCAL LODGING TAXES; AND

(f) IT IS ALSO OF STATEWIDE CONCERN TO STANDARDIZE REPORTING REQUIREMENTS TO PROMOTE UNIFORM AND CONSISTENT TREATMENT AMONG TAXPAYERS AND PREVENT DISPARATE TAX TREATMENT.

(2)(a) FOR PURPOSES OF LOCAL TAX".

Renumber succeeding subsections accordingly.

Page 5, line 14, strike "NOTHING IN THIS SECTION PROHIBITS A" and substitute:
"(b) NOTHING IN THIS SECTION PROHIBITS A".

Page 5, line 18, after "BUSINESS." insert "NOTHING IN THIS SECTION PROHIBITS A LOCAL TAXING JURISDICTION FROM REQUESTING AND OBTAINING ADDITIONAL INFORMATION OR DATA FROM A MARKETPLACE FACILITATOR OR AN ACCOMMODATION'S INTERMEDIARY TO BE PROVIDED ON A VOLUNTARY BASIS. NOTHING IN THIS SECTION PROHIBITS A HOME RULE CITY, FOR PURPOSES UNRELATED TO THE ADMINISTRATION OF LOCAL TAXES, FROM PASSING AN ORDINANCE REGULATING A MARKETPLACE FACILITATOR OR AN ACCOMMODATION'S INTERMEDIARY, INCLUDING AN ORDINANCE GOVERNING THE ISSUANCE OF INFORMATION OR DATA BY A MARKETPLACE FACILITATOR OR ACCOMMODATION'S INTERMEDIARY TO THE HOME RULE CITY, UNLESS OTHERWISE PROTECTED BY STATE OR FEDERAL LAW.".

Page 5, line 18, strike "WITH RESPECT TO ANY SALE, A LOCAL" and substitute:
"(c) WITH RESPECT TO ANY SALE IN A LOCAL".

Page 5, line 19, after "JURISDICTION" insert "THAT HAS PASSED AN APPLICABLE MARKETPLACE FACILITATOR LAW, A LOCAL TAXING JURISDICTION".

Page 5, line 20, strike "MARKETPLACE. A" and substitute "MARKETPLACE WHEN THE MARKETPLACE FACILITATOR IS FILING TAX RETURNS WITH THE LOCAL TAXING JURISDICTION. A LOCAL".

Page 5, line 23, strike "FACILITATOR." and substitute "FACILITATOR THAT HAS PROVIDED THE MARKETPLACE SELLERS, MULTICHANNEL SELLERS, OR LODGING SUPPLIERS CONFIRMATION THAT THE MARKETPLACE FACILITATOR IS RESPONSIBLE FOR REMITTING TAX. NOTHING IN THIS SECTION PROHIBITS A LOCAL TAXING JURISDICTION FROM AUDITING OR OTHERWISE ASSESSING TAX AGAINST MARKETPLACE SELLERS, MULTICHANNEL SELLERS, OR LODGING SUPPLIERS IF THE LOCAL TAXING JURISDICTION HAS NOT PASSED AN APPLICABLE MARKETPLACE FACILITATOR LAW OR THE MARKETPLACE FACILITATOR HAS FAILED TO CONFIRM THAT IT REMITS THE TAX.".

Page 5, after line 25 insert:
"(a) "ACCOMMODATIONS INTERMEDIARY" MEANS A MARKETPLACE FACILITATOR, AS DEFINED IN SECTION 39-26-102 (5.9), WHO FACILITATES THE SALES OF TRANSIENT LODGING CONSIDERED TO BE A SALE UNDER SECTION 39-26-102 (11) OR A SHORT-TERM RENTAL UNIT.
(b) "LOCAL TAXING JURISDICTION" MEANS ANY LOCAL TAXING JURISDICTION FOR WHICH THE DEPARTMENT OF REVENUE DOES NOT COLLECT, ADMINISTER, AND ENFORCE A LOCAL LODGING TAX.
(c) "LODGING SUPPLIER" MEANS AN OPERATOR OF A FACILITY PROVIDING ROOMS OR ACCOMMODATIONS FOR OVERNIGHT USE FURNISHED TO ANY PERSON WHO, FOR CONSIDERATION, USES, POSSESSES, OCCUPIES OR HAS THE RIGHT TO USE, POSSESS, OR OCCUPY ANY SUCH ROOM OR ACCOMMODATION IN A HOTEL, APARTMENT HOTEL, LODGING HOUSE, MOTEL, MOTOR HOTEL, GUEST HOUSE, GUEST RANCH, RESORT, MOBILE HOME, MOBILE HOME PARK, AUTO COURT, INN, TRAILER COURT, TRAILER PARK, HOTEL, OR SHORT-TERM RENTAL UNDER ANY CONCESSION, PERMIT, LEASE, CONTRACT, OR LICENSE TO USE OR ANY OTHER SIMILAR ARRANGEMENT.".

Reletter succeeding paragraphs accordingly.

Finance After consideration on the merits, the Committee recommends that **SB24-025** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, line 1, strike "29-2-209, 29-2-210, AND 29-2-212," and substitute "29-2-209 AND 29-2-211,".

Page 5, line 18, after "PROVIDED," insert "AND EXCEPT FOR A HOME RULE JURISDICTION'S PARTICIPATION IN RESOLVING DISPUTES AS DESCRIBED IN SECTION 29-2-208 (2) AND (3),"

Page 5, line 20, strike "ANY" and substitute "THEIR".

Page 6, line 27, strike "JURISDICTION" and substitute "JURISDICTION, REGARDLESS OF WHETHER THE PROVISIONS OF THE SALES TAX ORDINANCE OF THE REQUESTING HOME RULE JURISDICTION APPLIES THE SALES TAX TO THE EXEMPTIONS LISTED IN SECTION 29-2-105 (1)(d)(I),".

Page 7, line 6, after "GOVERNMENTS;" add "AND".

Page 7, line 8, strike "39-26-208; ~~C.R.S.~~ and" and substitute "39-26-208. ~~C.R.S. and~~".

Page 7, strike lines 9 and 10 and substitute:

"~~(c) Whether or not the ordinance applies the sales tax to the exemptions listed in section 29-2-105 (1)(d)(I).~~".

Page 9, strike line 7.

Page 9, line 9, strike "BALLOT." and substitute "BALLOT, NO LATER THAN FOURTEEN DAYS AFTER THE ADOPTION OF THE ORDINANCE OR RESOLUTION.".

Page 10, line 7, before "AFTER" insert "THAT IS AT LEAST FORTY-FIVE DAYS".

Page 10, line 13, strike "GOVERNMENT," and substitute "GOVERNMENT OR REQUESTING HOME RULE JURISDICTION,".

Page 13, strike line 4 and substitute "**of 29-2-106 (3)(a)]** The".

Page 13, line 5, strike "at no charge," and substitute "~~at no charge,~~".

Page 14, strike lines 10 through 27.

Page 15, strike lines 1 through 6 and substitute:

"(2) (a) IF, IN THE COURSE OF A CASE OR CLAIM ARISING UNDER THIS PART 2, OR UNDER ARTICLE 21 OF TITLE 39, A TAXPAYER OR THE EXECUTIVE DIRECTOR ASSERTS THAT ALL OR PART OF A SALES OR USE TAX ASSESSMENT OR REFUND CLAIM HAS BEEN ERRONEOUSLY PAID TO THE STATE OR TO ANOTHER STATUTORY LOCAL GOVERNMENT, SPECIAL DISTRICT, OR HOME RULE JURISDICTION, THEN, SUBJECT TO THE REQUIREMENTS SET FORTH IN SUBSECTION (2)(b) OF THIS SECTION:

(I) NEITHER THE TAXPAYER NOR THE EXECUTIVE DIRECTOR NEEDS TO FILE A CLAIM FOR REFUND WITH THE JURISDICTION THAT ERRONEOUSLY RECEIVED THE SALES OR USE TAX;

(II) THE EXECUTIVE DIRECTOR MAY ORDER PAYMENT FROM THE JURISDICTION THAT ERRONEOUSLY RECEIVED THE SALES OR USE TAX IN THE AMOUNT ERRONEOUSLY PAID, WITH INTEREST, IF APPLICABLE, PURSUANT TO SECTION 39-21-110, TO THE CORRECT JURISDICTION, OR TO THE TAXPAYER, AS THE CASE MAY BE;

(III) NOTWITHSTANDING SECTION 29-2-209, THE PERIODS OPEN OR CLOSED TO ASSESSMENT OR REFUND UNDER THE ORDINANCE OR RESOLUTION OF ANY STATUTORY LOCAL GOVERNMENT, SPECIAL DISTRICT, OR HOME RULE JURISDICTION; UNDER SECTIONS 39-21-107 (1), 36-26-125, 39-26-210, AND 39-26-703; OR UNDER AN INTERGOVERNMENTAL TRANSFER AGREEMENT MAY NOT BAR ANY OF THE REMEDIES SET FORTH IN THIS SUBSECTION (2)(a);

(IV) THE TAXPAYER SHALL RECEIVE A CREDIT AGAINST ANY ASSESSED SALES OR USE TAX DUE UP TO THE AMOUNT ORDERED TO BE PAID BY THE JURISDICTION THAT ERRONEOUSLY RECEIVED THE SALES OR USE TAX; AND

(V) THE EXECUTIVE DIRECTOR MAY WAIVE, FOR GOOD CAUSE SHOWN, ANY PENALTIES ASSESSED THEREON, OR ANY INTEREST ASSESSED IN EXCESS OF THE AMOUNT PAID, IF ANY, BY THE JURISDICTION THAT ERRONEOUSLY RECEIVED THE SALES OR USE TAX PURSUANT TO SUBSECTION (2)(a)(II) OF THIS SECTION.".

Page 15, line 17, strike "DEPARTMENT" and substitute "STATE".

Page 15, line 20, strike "FUNDS, LESS".

Page 15, strike line 21.

Page 15, line 22, strike "SECTION 39-21-108," and substitute "FUNDS".

Page 16, strike lines 8 through 16 and substitute "VENDOR MAY USE THE GIS DATABASE AND BE HELD HARMLESS AS DESCRIBED IN SECTION 39-26-105.2 WHEN COLLECTING AND REMITTING SALES OR USE TAX TO THE DEPARTMENT PURSUANT TO THIS PART 2.".

Page 27, line 19, strike "If" and substitute "EXCEPT AS PROVIDED IN SUBSECTION (5)(d) OF THIS SECTION, if".

Page 28, strike lines 3 through 8 and substitute "ENTITLED TO THE AUTOMATIC ABATEMENT OF INTEREST AND PENALTIES DESCRIBED IN THIS SUBSECTION (5)(a) FOR AN ERROR THAT WOULD NOT HAVE OCCURRED IF THE TAXPAYER HAD USED THE GIS DATABASE DESCRIBED IN SECTION 39-26-105.2 TO DETERMINE THE TAX RATE AND THE JURISDICTIONS TO WHICH THE SALES OR USE TAX IS DUE. NOTHING IN THIS SUBSECTION (5)(a) PROHIBITS A LOCAL GOVERNMENT FROM WAIVING INTEREST OR PENALTIES FOR GOOD CAUSE SHOWN.".

Page 29, after line 13 insert:

"(d) IF ALL PARTIES TO A HEARING DESCRIBED IN THIS SUBSECTION (5) ARRIVE AT SETTLEMENT PRIOR TO THE HEARING, THE PARTIES MAY AGREE IN WRITING TO CANCEL THE HEARING. A LOCAL GOVERNMENT TO WHICH THE TAXPAYER ASSERTS IT PAID THE SALES OR USE TAX IN ERROR MAY PARTICIPATE IN A SETTLEMENT CONFERENCE AND AGREEMENT DESCRIBED IN THIS SUBSECTION (5)(d). AFTER CANCELING THE HEARING, NO PARTY HAS A FURTHER RIGHT TO A HEARING BEFORE THE EXECUTIVE DIRECTOR AND NEITHER PARTY MAY APPEAL THE DECISION IN THE MANNER PROVIDED IN SECTION 39-21-105.".

Page 61, line 14, strike "Beginning July 1, 2024, any" and substitute "~~Beginning July 1, 2014,~~ Any".

Page 63, line 19, strike "shall" and substitute "shall:".

Page 63, strike lines 20 through 25 and substitute:

"(I) Any district formed prior to or on July 1, 1993, pay in any given fiscal year commencing on or after July 1, 1994, more than an amount equal to the amount paid by the district in the 1993-94 fiscal year; as adjusted in accordance with changes in the ~~consumer price index for the Denver-Boulder consolidated statistical area~~ DEPARTMENT OF LABOR, BUREAU OF LABOR STATISTICS CONSUMER PRICE INDEX FOR DENVER-AURORA-LAKEWOOD FOR ALL ITEMS AND ALL URBAN CONSUMERS, OR ITS APPLICABLE PREDECESSOR OR SUCCESSOR INDEX;

(II) Any district formed after July 1, 1993, pay in any given fiscal".

Page 66, line 14, strike "levied and collected" and substitute "~~levied and~~ collected, ADMINISTERED, AND ENFORCED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE".

Page 67, strike lines 2 through 5 and substitute "~~monthly distribution of sales tax collections to the district~~ PURSUANT TO PART 2 OF ARTICLE 2 OF TITLE 29. The district shall pay the net incremental cost incurred by the department in the administration and collection of the sales tax.".

Page 69, line 15, strike "in the" and substitute "~~in the~~".

Page 69, strike lines 16 through 22 and substitute: "~~same manner as that for the collection, administration, and enforcement of the state sales and use tax imposed under article 26 of title 39, C.R.S., including, without limitation, the retention by a vendor of the percentage of the amount remitted to cover the vendor's expense in the collection and remittance of said tax as provided in section 39-26-105, C.R.S. The executive director shall make monthly distributions of such sales and use tax collections to the district~~ PURSUANT TO PART 2 OF ARTICLE 2 OF TITLE 29. The district shall pay the net incremental".

Page 71, strike line 15 and substitute "(1) and (2) as follows:".

Page 71, strike lines 26 and 27.

Page 72, strike lines 1 through 5 and substitute: "director of the department of revenue ~~in the same manner as that for the collection, administration, and enforcement of the state sales tax imposed under article 26 of title 39, C.R.S., including, without limitation, the retention by a vendor of the percentage of the amount remitted to cover the vendor's expense in the collection and remittance of said tax as provided in section 39-26-105, C.R.S. The executive director shall make monthly distributions of such sales tax collections to the district.~~ PURSUANT TO PART 2 OF ARTICLE 2 OF TITLE 29. The".

Page 73, strike lines 3 through 10.

Page 73, line 16, strike "revenue." and substitute "revenue".

Page 73, line 22, strike "~~district.~~" And substitute "~~district~~ PURSUANT TO PART 2 OF ARTICLE 2 OF TITLE 29.".

Page 74, line 24, strike "revenue." and substitute "revenue".

Page 75, line 3, strike "~~district.~~" And substitute "~~district~~ PURSUANT TO PART 2 OF ARTICLE 2 OF TITLE 29.".

Page 75, line 25, strike "section." and substitute "section".

Page 76, line 2, strike "The" and substitute "~~The~~".

Page 76, strike lines 3 and 4 and substitute "~~executive director shall distribute sales tax collections to the district monthly~~ PURSUANT TO PART 2 OF ARTICLE 2 OF TITLE 29. The district shall pay the net incremental cost incurred by the".

Page 77, line 7, strike "levied and collected" and substitute "~~levied and~~ collected, ADMINISTERED, AND ENFORCED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE".

Page 77, line 14, strike "revenue." and substitute "revenue".

Page 77, strike lines 19 and 20 and substitute "~~39-26-105, C.R.S. The executive director shall make monthly distributions of sales tax collections to the district~~ PURSUANT TO PART 2 OF ARTICLE 2 OF TITLE 29. The district shall pay".

Page 78, line 16, strike "revenue." And substitute "revenue".

Page 78, strike lines 21 and 22 and substitute "~~tax as provided in section 39-26-105. The executive director shall make monthly distributions of sales and use tax collections to the district~~ PURSUANT TO PART 2 OF ARTICLE 2 OF TITLE 29. The".

Page 81, strike lines 10 and 11 and substitute "a station area improvement district, making improvements, assessing the costs of improvements made against property, and levying a sales tax".

Page 81, line 15, strike "THE METHOD OF".

Page 81, strike lines 16 and 17 and substitute "ANY SALES TAX ADOPTED PURSUANT TO THIS SECTION SHALL BE LEVIED IN THE SAME MANNER AS SET FORTH IN SECTION 30-20-604.5 (1) AND SHALL BE COLLECTED, ADMINISTERED, AND ENFORCED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE PURSUANT TO PART 2 OF ARTICLE 2 OF TITLE 29.".

Page 82, line 3, strike "revenue." and substitute "revenue".

Page 82, strike lines 8 and 9 and substitute "~~provided in section 39-26-105, C.R.S. The executive director shall make monthly distributions of sales tax collections to the district~~ PURSUANT TO PART 2 OF ARTICLE 2 OF TITLE 29. The district".

Page 83, line 11, strike "SECTION 29-2-208 (5)(b)," and substitute "SECTION 29-2-208 (2)(a)(III), AND SECTION 29-2-302 (5)(b),".

Page 84, line 14, strike "**amend**" and substitute "**repeal**".

Page 84, strike lines 17 through 21 and substitute "(1) (d) (III) ~~If a retailer is permitted to retain an amount to cover the retailer's expense in collecting and remitting local sales tax that is the same amount as permitted by the state under this section, then such amount is the amount that was permitted as of December 31, 2019.~~".

Page 87, line 12, strike "SECTION 29-2-208 (5)(b);" and substitute "SECTIONS 29-2-208 (2)(a)(III) AND 29-2-302 (5)(b);".

Page 88, line 5, strike "SECTION" and substitute "SECTIONS 29-2-208 (2)(a)(III) AND".

Page 88, line 27, strike "SECTIONS 39-26-734 (4)(d) AND 29-2-208 (5)(b)," and substitute "SECTIONS 39-26-734 (4)(d), 29-2-208 (2)(a)(III), AND 29-2-302 (5)(b),".

Page 89, lines 6 and 7, strike "SECTION 29-2-208 (5)(b)," and substitute "SECTIONS 29-2-208 (2)(a)(III) AND 29-2-302 (5)(b),".

Page 90, line 26, strike "(1)(j)(I)" and substitute "(1)(j)(I)(C)".

Page 91, strike lines 4 through 10 and substitute:

"(i.5) (V) ~~Upon the request of the authority,~~ The executive director of the department of revenue shall ~~administer and~~ collect, ADMINISTER, AND ENFORCE the visitor benefit tax authorized by ~~subparagraph (I) of this paragraph (i.5). If the authority requests that the executive director administer and collect the tax, the executive director shall make monthly distributions of the tax collections to the authority.~~ SUBSECTION (1)(i.5)(I) OF THIS SECTION PURSUANT TO PART 2 OF ARTICLE 2 OF TITLE 29. The".

Page 91, strike lines 24 through 27.

Page 92, strike lines 1 and 2.

Page 94, line 1, strike "29-2-208" and substitute "29-2-207".

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

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On motion of Majority Leader Rodriguez, 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

**SJR24-008** by Senator(s) Marchman and Buckner; also Representative(s) Lukens and Willford--Concerning funding Title X programs in Colorado.

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

| YES | 18 | NO | 11 | EXCUSED | 6 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | E | Marchman | Y | Simpson | N |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | E | Pelton R. | N | Will | N |
| Danielson | E | Kirkmeyer | N | Priola | N | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | N | Rodriguez | Y | | |

Co-sponsor(s) added: Coleman, Cutter, Exum, Fields, Gonzales, Hansen, Hinrichsen, Kolker, Michaelson Jenet, Mullica, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-099** by Senator(s) Pelton R. and Marchman; also Representative(s) Winter T. and McLachlan--Concerning public employees' retirement association limitations on employment after retirement for a service retiree employed by a rural school.

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

| YES | 27 | NO | 2 | EXCUSED | 6 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | N | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | E | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fields, Kirkmeyer, Lundeen, Mullica, Pelton B., Rich, Roberts, Rodriguez, Simpson, Will, Winter F., and Zenzinger.

(For further action, see Reconsideration of **SB24-099**.)

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## RECONSIDERATION OF SB24-099

**SB24-099** by Senator(s) Pelton R. and Marchman; also Representative(s) Winter T. and McLachlan--Concerning public employees' retirement association limitations on employment after retirement for a service retiree employed by a rural school.

Having voted on the prevailing side, Majority Leader Rodriguez moved for reconsideration of the last Senate action, Third Reading -- Final Passage, on **SB24-099**.

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

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## 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:

**SB24-099** by Senator(s) Pelton R. and Marchman; also Representative(s) Winter T. and McLachlan--Concerning public employees' retirement association limitations on employment after retirement for a service retiree employed by a rural school.

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

| YES | 25 | NO | 4 | EXCUSED | 6 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | N | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | E | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | N | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

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

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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.

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## 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:

**SB24-022** by Senator(s) Mullica; also Representative(s) Brown and Velasco--Concerning an expansion of the ability of a board of county commissioners to regulate tobacco products.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, February 9, page(s) 179 and placed in members' bill files.)

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

Amend printed bill, page 2, line 15, after "THE" insert "RETAIL".

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

**SB24-103** by Senator(s) Pelton B. and Ginal, Hinrichsen; also Representative(s) McLachlan, Epps, Pugliese--Concerning technical changes to Colorado department of labor and employment statutes.

Laid over until Tuesday, February 20, 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 | 28 | NO | 1 | EXCUSED | 6 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | E | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-022 as amended.
Laid over until Tuesday, February 20: SB24-103.

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

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

MEMBERS OF THE
UNDERGROUND DAMAGE PREVENTION SAFETY COMMISSION

for terms expiring January 1, 2027:

Kristopher Camblin of Holyoke, Colorado, to serve as a representative of rural electric cooperatives, appointed;

Carl Christian of Fountain, Colorado, to serve as a representative of special districts, appointed;

Natalie Donovan-Flores of Silverthorne, Colorado, to serve as a representative of investor-owned utilities, appointed;

Mitchell Pebley of Centennial, Colorado, to serve as a representative of pipeline companies, appointed.

| YES | 29 | NO | 0 | EXCUSED | 6 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | E | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HB24-1020, 1090, 1146, 1179; HJR24-1007, HJR24-1008, HJR24-1009, HJR24-1010, HJR24-1011, HJR24-1012, HJR24-1013, HJR24-1014, HJR24-1015, HJR24-1016.**

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## TRIBUTES

Honoring:

Terry Frankhauer -- By Senator Byron Pelton & Representative Karen McCormick
Carl Pigford -- By Senator Fields
CSU Founders Day -- By Senator Ginal
Colorado's Asian Community -- By Senator Gonzales & Representative Soper
Elbert County -- By Senator Pelton & Representative Bockenfeld

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Tuesday, February 20, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

41st Legislative Day Tuesday, February 20, 2024

THE SENATE DID NOT CONVENE ON THIS DAY
DUE TO OBSERVANCE OF PRESIDENTS DAY

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

42nd Legislative Day Tuesday, February 20, 2024

Prayer — By Senator Michaelson Jenet.

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

Roll Call — Present--32
Excused--3, Hinrichsen, Mullica, Simpson
Present later---3, Hinrichsen, Mullica, Simpson
Excused later--1, Smallwood

Quorum — The President announced a quorum present.

Pledge — By Senator Buckner

Approval of the Journal — On motion of Senator Liston, the Journal of Friday, February 16, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SB24-022; SJR24-008.
**Correctly Reengrossed:** SB24-099.

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## 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:

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

effective January 1, 2024, for a term expiring December 31, 2027:

Michael Coors of Evergreen, Colorado, to serve as an alumnus of the school, appointed.

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

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Senate in recess. Senate reconvened.

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Upon announcement of the President, Senators Hinrichsen, Mullica, and Simpson were added to the current roll call.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-022** by Senator(s) Mullica; also Representative(s) Brown and Velasco--Concerning an expansion of the ability of a board of county commissioners to regulate tobacco products.

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

| YES | 21 | NO | 14 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | N |
| Coleman | Y | Hinrichsen | N | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Priola.

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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.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**SB24-128** by Senator(s) Hinrichsen and Pelton B., Ginal, Rich; also Representative(s) Bradley and McLachlan, Pugliese--Concerning the repeal of an obsolete provision that required the department of transportation to make recommendations to the general assembly by 2011.

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 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-128.

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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.

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## 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:

**SCR24-001** by Senator(s) Danielson and Fields, Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Weissman, deGruy Kennedy--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning allowing Colorado lawmakers to pass laws that permit victims of childhood sexual abuse to bring a civil claim for the sexual abuse regardless of when the sexual abuse occurred.

Laid over until Thursday, February 22, retaining its place on the calendar.

**SB24-066** by Senator(s) Sullivan; also Representative(s) Froelich--Concerning a requirement that certain businesses with relationships with firearms merchants use the appropriate merchant category code.

Amendment No. 1, Business, Labor & Technology Committee Amendment. (Printed in Senate Journal, February 8, page(s) 175 and placed in members' bill files.)

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

**SB24-103** by Senator(s) Pelton B. and Ginal, Hinrichsen; also Representative(s) McLachlan, Epps, Pugliese--Concerning technical changes to Colorado department of labor and employment statutes.

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

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## AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

**SB24-066** by Senator(s) Sullivan; also Representative(s) Froelich--Concerning a requirement that certain businesses with relationships with firearms merchants use the appropriate merchant category code.

Senator Van Winkle moved to amend the Report of the Committee of the Whole to show that the following Van Winkle floor amendment, (L.003) to SB24-066, did pass.

Amend printed bill, page 5, after line 16, insert:

"**6-27-207. Civil action - injunctive relief and damages.** A PERSON MAY BRING A CIVIL ACTION AGAINST A FINANCIAL INSTITUTION OR GOVERNMENT ENTITY THAT CAUSES THE CUSTOMER'S FINANCIAL INFORMATION TO BE DISCLOSED IN VIOLATION OF THE PERSON'S CONSTITUTIONALLY PROTECTED RIGHT OF PRIVACY OR IN A HARMFUL MANNER RESULTING FROM THE MISUSE OF INFORMATION OBTAINED PURSUANT TO THIS PART 2. THE COURT MAY AWARD A PREVAILING PLAINTIFF DAMAGES, INJUNCTIVE RELIEF, OR BOTH DAMAGES AND INJUNCTIVE RELIEF.".

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 | 22 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | E |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | Y | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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## 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 | 25 | NO | 9 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-066 as amended, SB24-103.
Laid over until Thursday, February 22: SCR24-001.

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## 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
COLORADO ENERGY RESEARCH AUTHORITY

effective July 2, 2023, for terms expiring July 1, 2027:

William Toor of Boulder, Colorado, reappointed;

Mark Sirangelo of Lafayette, Colorado, reappointed.

| YES | 24 | NO | 10 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-161** by Senator(s) Pelton R. and Marchman; also Representative(s) Lukens and Soper--Concerning parks and wildlife products, and, in connection therewith, modifying low-income senior and disabled veteran eligibility requirements for certain licenses; authorizing the parks and wildlife commission to establish, by rule, a harvest permit surcharge; and establishing procedures for hearings conducted by the commission for the denial, suspension, or revocation of a river outfitter license.
Agriculture & Natural Resources

**SB24-162** by Senator(s) Marchman and Winter F.; also Representative(s) Bacon and Herod--Concerning best practices for responding to discriminatory conduct in schools, and, in connection therewith, developing training consistent with the best practices.
Education

**HB24-1033** by Representative(s) Snyder and Velasco; also Senator(s) Cutter and Jaquez Lewis, Ginal--Concerning the needs of an individual with an animal during an emergency, and, in connection therewith, strongly encouraging that emergency management plans address the needs of an individual with an animal during an emergency and that local governments make certain information publicly available relating to an individual with an animal during an emergency.
Local Government & Housing

**HB24-1085** by Representative(s) Frizell and Amabile; also Senator(s) Gardner and Ginal--Concerning establishing a limitation of actions against an individual performing a real estate appraisal practice.
Judiciary

**HB24-1155** by Representative(s) Velasco; also Senator(s) Cutter--Concerning modifications to the statutes that guide the management of certain public safety emergencies.
Agriculture & Natural Resources

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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:

June 2, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLORADO BOARD OF VETERANS AFFAIRS

effective July 1, 2023 for terms expiring June 30, 2027:

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, reappointed;

Frederick Korb III of Parker, Colorado, a Republican, and a veteran who has been honorably released or separated from the Armed Forces of the United State, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/07/23
Ryan Breitweiser, Journal Clerk

Committee on State, Veterans, & Military Affairs

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June 9, 2023

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

Ladies and Gentlemen:

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

MEMBERS OF THE
BOARD OF REAL ESTATE APPRAISERS

effective July 2, 2023 for a term expiring July 1, 2026:

Daisy Glassburn of Parker, Colorado, to serve as a real estate appraiser, appointed;

Robert Stilo, Jr., of Fort Collins, Colorado, to serve as a real estate appraiser, appointed;

Brent Goff of Palisade, Colorado, to serve as a county assessor, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 12/01/23
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

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Senate in recess. Senate reconvened.

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## 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:

MEMBER OF THE
FIRE AND POLICE PENSION ASSOCIATION BOARD OF DIRECTORS

for a term expiring September 1, 2027:

William Clayton of Littleton, Colorado, to serve as a representative of special districts, appointed.

Finance

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

MEMBER OF THE
NATURAL MEDICINE ADVISORY BOARD

for a term expiring January 31, 2027:

Stacie Loucks of Denver, Colorado to serve as a representative of permitted organization criteria, occasioned by the resignation of Katina Banks, JD, of Denver, Colorado appointed.

Finance

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

MEMBER OF THE
COLORADO LIMITED GAMING CONTROL COMMISSION

for terms expiring July 1, 2027:

John Tipton, JD, of Aurora, Colorado to serve as a member of the Sixth Congressional District and as an attorney with experience in regulatory law, appointed.

Finance

After consideration on the merits, the Committee recommends that **SB24-015** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB24-1042** 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 **SB24-010** be referred to the Committee on Appropriations with favorable recommendation.

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB24-1091** be referred to the Committee of the Whole with favorable recommendation.

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB24-1016** 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:

MEMBERS OF THE
SECURITIES BOARD

for terms expiring July 1, 2026:

Elizabeth Karpinski Vonne of Lakewood, 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, reappointed;

Gary DeWaal of Estes Park, Colorado, to serve as a member of the public at large, appointed.

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## MESSAGE FROM THE HOUSE

February 20, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1053.

The House has passed on Third Reading and returns herewith SB24-029 and SJR24-004.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1041, HB214-1076, HB24-1094, HB24-1097, HB24-1100, HB24-1122, and HB24-1258, amended as printed in House Journal, February 16, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB24-1098 and HB24-1130, amended as printed in House Journal February 16, 2024, and amended on Third Reading as printed in House Journal, February 20, 2024

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## MESSAGE FROM THE REVISOR OF STATUTES

February 20, 2024
We herewith transmit:

Without comment, HB24-1053.
Without comment, as amended, HB24-1041, 1076, 1094, 1097, 1098, 1100, 1122, 1130, and 1258.

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## INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

**SJR24-009** by Senator(s) Fenberg and Lundeen, Rodriguez; also Representative(s) McCluskie and Pugliese, Duran--Concerning changes to the Joint Rules of the Senate and House of Representatives regarding workplace policies.

Laid over until Wednesday, February 21.

**SJR24-010** by Senator(s) Liston and Buckner; also Representative(s) Hartsook--Concerning the recognition of Colorado's special relationship with Taiwan.

Laid over until Friday, February 23.

**SR24-002** by Senator(s) Fenberg and Lundeen, Rodriguez; --Concerning changes to the rules of the Senate regarding access to documents related to a complaint under the Workplace Harassment Policy.

Laid over until Wednesday, February 21.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, February 21, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

43rd Legislative Day — Wednesday, February 21, 2024

Prayer — By Senator Will.

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

Roll Call — Present--32
Excused--3, Buckner, Gardner, Lundeen
Present later--1, Buckner

Quorum — The President announced a quorum present.

Pledge — By Senator Kirkmeyer.

Approval of the Journal — On motion of Senator Liston, the Journal of Tuesday, February 20, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-161 and 162; SJR24-009 and 010; SR24-002.
**Correctly Engrossed:** SB24-066, 103, and 128.
**Correctly Reengrossed:** SB24-022.

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## COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology — After consideration on the merits, the Committee recommends that **SB24-075** 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** 8-4-126 as follows:

**8-4-126. Transportation network companies - disclosures to drivers - deactivation and suspension policies - disclosures to division - definitions - enforcement - rules.** (1) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "AVAILABLE PLATFORM TIME" MEANS THE PERIOD WHEN A DRIVER IS ACTIVE ON A TRANSPORTATION NETWORK COMPANY'S DIGITAL PLATFORM WHILE AWAITING A TRANSPORTATION SERVICES REQUEST TO COME THROUGH THE DIGITAL PLATFORM.

(b) "COMMISSION" MEANS THE PUBLIC UTILITIES COMMISSION CREATED IN SECTION 40-2-101.

(c) "CONSUMER" MEANS AN INDIVIDUAL WHO USES A DIGITAL PLATFORM TO ORDER TRANSPORTATION SERVICES FROM A TNC.

(d) (I) "CONSUMER PLATFORM TIME" MEANS THE PERIOD OF TIME WHEN A DRIVER IS TRANSPORTING ONE OR MORE CONSUMERS OR RIDERS ON A RIDE.

(II) "CONSUMER PLATFORM TIME", FOR SHARED RIDES, MEANS THE PERIOD OF TIME COMMENCING WHEN THE FIRST CONSUMER OR RIDER ENTERS A DRIVER'S VEHICLE AND ENDING WHEN THE LAST CONSUMER OR RIDER EXITS THE DRIVER'S VEHICLE.

(e) (I) "DEACTIVATE" OR "DEACTIVATION" MEANS CONDUCT THAT A TNC ENGAGES IN TO RESTRICT A DRIVER'S ACCESS TO THE TNC'S DIGITAL PLATFORM FOR SEVENTY-TWO HOURS OR MORE.

(II) "DEACTIVATE" OR "DEACTIVATION" INCLUDES BLOCKING A DRIVER'S ACCESS TO A DIGITAL PLATFORM, SUSPENDING A DRIVER, OR CHANGING A DRIVER'S STATUS FROM ELIGIBLE TO INELIGIBLE TO PROVIDE TRANSPORTATION SERVICES FOR A TNC FOR SEVENTY-TWO HOURS OR MORE.

(f) "DIGITAL PLATFORM" MEANS AN ONLINE APPLICATION, AN INTERNET SITE, OR A SYSTEM, EITHER OF WHICH A TNC USES TO FACILITATE, MANAGE, OR FACILITATE AND MANAGE TRANSPORTATION SERVICES.

(g) (I) "DISPATCH PLATFORM TIME" MEANS THE PERIOD OF TIME BETWEEN A DRIVER'S RECEIPT OF A REQUEST FOR A TRANSPORTATION TASK THROUGH THE TNC'S DIGITAL PLATFORM AND THE TIME WHEN EITHER THE DRIVER PICKS UP A CONSUMER OR RIDER OR WHEN A CONSUMER OR THE DRIVER CANCELS THE RIDE.

(II) "DISPATCH PLATFORM TIME", FOR SHARED RIDES, MEANS THE PERIOD OF TIME BETWEEN A DRIVER'S RECEIPT OF THE FIRST REQUEST FOR A TRANSPORTATION TASK AND THE FIRST CONSUMER OR RIDER PICKUP.

(h) "DRIVER" MEANS A TRANSPORTATION NETWORK COMPANY DRIVER AS DEFINED IN SECTION 40-10.1-602 (4).

(i) "DRIVER PAY BEFORE EXPENSES" MEANS THE TOTAL MONTHLY AMOUNT THAT A TNC REMITS TO A DRIVER, DISAGGREGATED TO SHOW:

(I) PAY FOR TRANSPORTATION TASKS;

(II) PASS-THROUGHS;

(III) BONUS OR INCENTIVE PAY; AND

(IV) TIPS.

(j) "DRIVER TIPS BEFORE EXPENSES" MEANS THE TOTAL MONTHLY AMOUNT OF TIPS THAT CONSUMERS PAY A TNC, THAT ARE INTENDED AS PAYMENT TO THE DRIVER, AND THAT THE TNC REMITS TO THE DRIVER.

(k) "IRS BUSINESS MILEAGE DEDUCTION RATE" MEANS THE FEDERAL INTERNAL REVENUE SERVICE'S PREVAILING MILEAGE COST-DEDUCTION RATE FOR BUSINESS USE.

(l) "PASS-THROUGH" MEANS A SUM THAT A TNC PAYS A DRIVER TO COVER COSTS, SUCH AS TOLLS, THAT THE DRIVER INCURS WHILE PERFORMING WORK THROUGH A TNC'S DIGITAL PLATFORM.

(m) "RIDER" HAS THE SAME MEANING AS "TRANSPORTATION NETWORK COMPANY RIDER" AS DEFINED IN SECTION 40-10.1-602 (5).

(n) (I) "SUSPEND" OR "SUSPENSION" MEANS CONDUCT THAT A TNC ENGAGES IN TO BLOCK OR RESTRICT A DRIVER'S ACCESS TO THE DIGITAL PLATFORM FOR A PERIOD OF LESS THAN SEVENTY-TWO HOURS.

(II) "SUSPEND" OR "SUSPENSION" INCLUDES:

(A) BLOCKING A DRIVER'S ACCESS TO THE DIGITAL PLATFORM;

(B) SUSPENDING A DRIVER; OR

(C) CHANGING A DRIVER'S STATUS FROM ELIGIBLE TO INELIGIBLE TO PROVIDE TRANSPORTATION SERVICES FOR THE TNC FOR LESS THAN SEVENTY-TWO HOURS.

(o) "TIP" MEANS A GRATUITY THAT A CONSUMER:

(I) INDICATES THROUGH A DIGITAL PLATFORM AS INTENDED FOR DIRECT PAYMENT TO A DRIVER; OR

(II) WOULD REASONABLY EXPECT TO BE PAID IN FULL TO A DRIVER.

(p) "TRANSPORTATION NETWORK COMPANY" OR "TNC" HAS THE MEANING SET FORTH IN SECTION 40-10.1-602 (3); EXCEPT THAT THE TERM DOES NOT INCLUDE A TNC THAT:

(I) EITHER SERVES RIDERS AT LEAST SEVENTY-FIVE PERCENT OF WHOM ARE UNDER THE AGE OF EIGHTEEN OR EARNS AT LEAST NINETY PERCENT OF THE TNC'S REVENUE FROM CONTRACTS WITH A PUBLIC OR PRIVATE SCHOOL, THE FEDERAL GOVERNMENT, A STATE, OR AN AGENCY OR A POLITICAL SUBDIVISION OF THE FEDERAL GOVERNMENT OR OF THE STATE;

(II) HAS AT LEAST NINETY PERCENT OF THE TNC'S DRIVERS IN COMPLIANCE WITH THE COMMISSION'S RULES PROMULGATED PURSUANT TO SECTION 40-10.1-608 (3)(a);

(III) ATTESTS THAT THE TNC MEETS THE REQUIREMENTS SET FORTH IN SUBSECTIONS (1)(p)(I) AND (1)(p)(II) OF THIS SECTION AND SUBMITS AN ATTESTATION TO THE COMMISSION ON OR BEFORE JANUARY 1, 2025, AND WITH EACH PERMIT RENEWAL APPLICATION SUBMITTED TO THE COMMISSION PURSUANT TO SECTION 40-10.1-606; AND

(IV) DISCLOSES TO A DRIVER THE DESTINATION AND EXPECTED COMPENSATION FOR A RIDE BEFORE THE DRIVER ACCEPTS THE RIDE FOR ALL TRANSPORTATION TASKS PROVIDED THROUGH THE TNC'S DIGITAL PLATFORM.

(q) "TRANSPORTATION SERVICES" HAS THE SAME MEANING AS

"TRANSPORTATION NETWORK COMPANY SERVICES" AS DEFINED IN SECTION 40-10.1-602 (6).

(r) "TRANSPORTATION TASK" MEANS A DRIVER'S PROVISION OF TRANSPORTATION SERVICES TO A CONSUMER OR TO ONE OR MORE RIDERS FOR WHOM A CONSUMER ORDERS TRANSPORTATION SERVICES THROUGH A TNC'S DIGITAL PLATFORM.

(2) **Effective date.** (a) ON OR BEFORE MAY 1, 2025, A TRANSPORTATION NETWORK COMPANY SHALL DEVELOP A DEACTIVATION AND SUSPENSION POLICY IN ACCORDANCE WITH SUBSECTION (3) OF THIS SECTION.

(b) ON AND AFTER JUNE 1, 2025, A TNC:

(I) SHALL COMPLY WITH THE DEACTIVATION AND SUSPENSION REQUIREMENTS SET FORTH IN SUBSECTION (3) OF THIS SECTION; AND

(II) IS SUBJECT TO ENFORCEMENT BY THE DIRECTOR PURSUANT TO THIS ARTICLE 4.

(3) **Deactivation and suspension policy - disclosure - rules.** (a) ON OR BEFORE MAY 1, 2025, A TRANSPORTATION NETWORK COMPANY SHALL INFORM EACH DRIVER OF THE TNC'S DEACTIVATION AND SUSPENSION POLICY AND THE TYPES OF VIOLATIONS THAT MAY WARRANT DEACTIVATION OR SUSPENSION. THE TNC'S DEACTIVATION AND SUSPENSION POLICY MUST:

(I) STATE THAT THE DEACTIVATION AND SUSPENSION POLICY IS ENFORCEABLE AS A TERM OF THE TNC'S CONTRACT WITH A DRIVER;

(II) CLEARLY LIST THE CIRCUMSTANCES THAT CONSTITUTE A VIOLATION THAT MAY WARRANT DEACTIVATION OR SUSPENSION UNDER THE DEACTIVATION AND SUSPENSION POLICY AND INDICATE THE SPECIFIC CONSEQUENCES FOR EACH LISTED VIOLATION, INCLUDING THE CONSEQUENCES RESULTING IN:

(A) DEACTIVATION OR SUSPENSION AND THE SPECIFIC NUMBER OF DAYS OR RANGE OF DAYS FOR A DEACTIVATION OR SUSPENSION; OR

(B) ANY OTHER SANCTION;

(III) DESCRIBE FAIR, OBJECTIVE, AND REASONABLE PROCEDURES FOR NOTIFYING A DRIVER OF A SUSPENSION OR A DEACTIVATION AND THE REASON FOR THE SUSPENSION OR DEACTIVATION. THE PROCEDURES NEED NOT REQUIRE THAT THE TNC PROVIDE THE DRIVER WITH A REASON FOR THE SUSPENSION OR DEACTIVATION IF THE SUSPENSION OR DEACTIVATION IS THE RESULT OF AN ALLEGATION OF ASSAULT OR OTHER EGREGIOUS MISCONDUCT, INCLUDING AN ALLEGATION OF SEXUAL MISCONDUCT.

(IV) DESCRIBE FAIR, OBJECTIVE, AND REASONABLE PROCEDURES FOR THE RECONSIDERATION OF A DEACTIVATION DECISION AND THE PROCESS BY WHICH A DRIVER MAY REQUEST A DEACTIVATION RECONSIDERATION WITH THE TNC.

(b) IN ADDITION TO THE REQUIREMENTS SET FORTH IN SUBSECTION (3)(a) OF THIS SECTION, A TNC'S DEACTIVATION AND SUSPENSION POLICY MUST BE:

(I) SPECIFIC ENOUGH FOR A DRIVER TO UNDERSTAND WHAT CONSTITUTES A VIOLATION OF THE POLICY AND HOW TO AVOID VIOLATING THE POLICY;

(II) MADE AVAILABLE TO A DRIVER IN AN ELECTRONIC FORMAT THAT IS READILY ACCESSIBLE BY:

(A) PROMINENTLY DISPLAYING THE POLICY AND E-MAILING THE POLICY TO A NEW DRIVER AT THE TIME THAT THE DRIVER APPLIES TO WORK AS A DRIVER FOR THE TNC;

(B) E-MAILING THE POLICY TO ALL DRIVERS ENGAGED ON THE DIGITAL PLATFORM AT LEAST FOURTEEN DAYS BEFORE THE POLICY BECOMES ENFORCEABLE; AND

(C) POSTING THE POLICY ONLINE, IN THE DIGITAL PLATFORM, OR IN ANOTHER LOCATION THAT IS AVAILABLE TO THE PUBLIC ON AN ONGOING BASIS FOR AT LEAST FOURTEEN DAYS BEFORE THE POLICY BECOMES ENFORCEABLE;

(III) MADE AVAILABLE IN ENGLISH, SPANISH, ARABIC, AND UP TO THREE ADDITIONAL LANGUAGES COMMONLY SPOKEN BY TNC DRIVERS IN THE STATE, AS DETERMINED BY THE DIRECTOR BY RULE; AND

(IV) SENT TO THE DIVISION IN EACH REQUIRED LANGUAGE AND MADE PUBLICLY AVAILABLE ON THE INTERNET FOR AT LEAST FOURTEEN DAYS BEFORE THE POLICY BECOMES ENFORCEABLE. FOR ANY AMENDMENTS MADE TO A TNC'S DEACTIVATION AND SUSPENSION POLICY, THE TNC SHALL COMPLY WITH THE REQUIREMENTS OF THIS SUBSECTION (3).

(c) A TNC SHALL NOT DEACTIVATE OR SUSPEND A DRIVER UNLESS THE DEACTIVATION OR SUSPENSION IS CONSISTENT WITH THE TNC'S DEACTIVATION AND SUSPENSION POLICY, OR AMENDED DEACTIVATION AND SUSPENSION

POLICY, AS WRITTEN AND DISTRIBUTED IN ACCORDANCE WITH THIS SUBSECTION (3).

(4) **Semiannual disclosures to the division.** ON AUGUST 1, 2026, AND ON A SEMIANNUAL BASIS THEREAFTER, A TRANSPORTATION NETWORK COMPANY SHALL MAKE THE FOLLOWING DISCLOSURES TO THE DIVISION:

(a) THE NUMBER OF DRIVER DEACTIVATIONS DURING THE REPORTING PERIOD;

(b) THE NUMBER OF DEACTIVATION RECONSIDERATIONS:

(I) REQUESTED DURING THE REPORTING PERIOD;

(II) THAT OCCURRED DURING THE REPORTING PERIOD;

(III) THAT RESULTED IN DRIVER REACTIVATION; AND

(IV) THAT RESULTED IN CONFIRMATION OF THE DEACTIVATION;

(c) FOR EACH DRIVER AFFECTED BY A DEACTIVATION EVENT LISTED IN SUBSECTION (4)(a) OR (4)(b) OF THIS SECTION, THE DRIVER'S DEMOGRAPHIC INFORMATION, WHEN AVAILABLE, INCLUDING GENDER AND GENDER IDENTITY AND THE DEFAULT LANGUAGE THE DRIVER HAS SELECTED IN THE TNC'S DIGITAL PLATFORM;

(d) FOR EACH TRANSPORTATION TASK FOR WHICH THE TNC DISPATCHES A DRIVER:

(I) THE DRIVER'S LICENSE NUMBER OR OTHER UNIQUE NUMERICAL IDENTIFIER ASSOCIATED WITH THE DRIVER;

(II) WHETHER THE RIDE WAS CANCELED AND, IF SO, BY WHOM;

(III) THE TOTAL MILEAGE DRIVEN DURING DISPATCH PLATFORM TIME;

(IV) THE TOTAL MILEAGE DRIVEN DURING CONSUMER PLATFORM TIME;

(V) THE STARTING AND ENDING ZIP CODE FOR THE TRANSPORTATION TASK;

(VI) THE TOTAL DISPATCH PLATFORM TIME;

(VII) WHETHER THE RIDE CONTRIBUTED TO DRIVER COMPLETION OF A QUEST OR INCENTIVE THAT LED TO BONUS COMPENSATION NOT TIED EXCLUSIVELY TO THE INDIVIDUAL TRANSPORTATION TASK;

(VIII) THE TIME OF DAY OR NIGHT THAT THE TRANSPORTATION TASK BEGAN;

(IX) THE TOTAL CONSUMER PLATFORM TIME;

(X) THE TOTAL AMOUNT THAT THE CONSUMER PAID FOR THE TRANSPORTATION TASK, DISAGGREGATED TO SHOW THE AMOUNT OF ANY TIP; AND

(XI) THE TOTAL AMOUNT THAT THE DRIVER RECEIVED FOR THE TRANSPORTATION TASK, DISAGGREGATED TO SHOW THE AMOUNT OF THE TIP, IF ANY, AND THE AMOUNT OF ANY PASS-THROUGHS FOR TOLLS OR OTHER ITEMS SPECIFIC TO THE TRANSPORTATION TASK; AND

(e) FOR EACH DRIVER WHO WAS ACTIVATED OR LOGGED IN TO THE TNC'S DIGITAL PLATFORM DURING THE REPORTING PERIOD:

(I) THE DRIVER'S LICENSE NUMBER OR OTHER UNIQUE NUMERICAL IDENTIFIER ASSOCIATED WITH THE DRIVER;

(II) THE TOTAL TIME THE DRIVER SPENT DURING THE REPORTING PERIOD ON:

(A) DISPATCH PLATFORM TIME; AND

(B) CONSUMER PLATFORM TIME;

(III) THE TOTAL MILES DRIVEN DURING THE REPORTING PERIOD WHILE THE DRIVER WAS ON:

(A) AVAILABLE PLATFORM TIME;

(B) DISPATCH PLATFORM TIME; AND

(C) CONSUMER PLATFORM TIME; AND

(IV) THE TOTAL AMOUNT OF MONEY PAID TO THE DRIVER BY THE TNC DURING THE REPORTING PERIOD, DISAGGREGATED TO SHOW:

(A) THE AMOUNT OF TIPS;

(B) THE AMOUNT OF PASS-THROUGHS;

(C) THE AMOUNT OF BONUS OR INCENTIVE COMPENSATION;

(D) THE AMOUNT OF COMPENSATION ASSOCIATED WITH INDIVIDUAL TRANSPORTATION TASKS, EXCLUDING AMOUNTS DISCLOSED IN SUBSECTIONS (4)(e)(IV)(A) TO (4)(e)(IV)(C) OF THIS SECTION; AND

(E) ANY OTHER AMOUNTS PAID TO THE DRIVER DURING THE REPORTING PERIOD.

(5) **Public availability of TNC semiannual disclosures.** THE INFORMATION THAT A TRANSPORTATION NETWORK COMPANY PROVIDES THROUGH SEMIANNUAL DISCLOSURES IN ACCORDANCE WITH SUBSECTION (4) OF THIS SECTION TO THE DIVISION IS A PUBLIC RECORD, AS DEFINED IN SECTION

24-72-202 (6). PRIOR TO ANY DISCLOSURE OF THE INFORMATION PURSUANT TO THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF TITLE 24, THE DIVISION SHALL:

(a) GIVE NOTICE TO THE TNC THAT PROVIDED THE DISCLOSURE AND AFFORD THE TNC AN OPPORTUNITY TO OBJECT TO THE DISCLOSURE; AND

(b) REDACT THE INFORMATION TO PROTECT DRIVERS' IDENTITIES AND PRIVACY.

(6) **Transparency for drivers and consumers.** (a) ON AND AFTER FEBRUARY 1, 2025, AT THE TIME OF OFFERING A TRANSPORTATION TASK TO A DRIVER FOR ACCEPTANCE, A TRANSPORTATION NETWORK COMPANY SHALL ELECTRONICALLY DISCLOSE TO THE DRIVER:

(I) THE DISTANCE AND CARDINAL OR INTERCARDINAL DIRECTION FROM THE DRIVER'S LOCATION TO THE CONSUMER'S OR RIDER'S DESTINATION. FOR SHARED RIDES, THE RELEVANT DESTINATION IS THE DESTINATION OF THE LAST CONSUMER OR RIDER THAT THE DRIVER DROPS OFF.

(II) BEFORE ANY TIP IS ADDED, THE TOTAL AMOUNT OF MONEY THAT THE TNC WILL PAY THE DRIVER FOR THE TRANSPORTATION TASK, EXCLUDING ANY PASS-THROUGHS;

(III) THE AGGREGATE ESTIMATED MILEAGE THAT THE DRIVER WILL DRIVE DURING DISPATCH PLATFORM TIME AND CONSUMER PLATFORM TIME FOR THE TRANSPORTATION TASK;

(IV) THE AGGREGATE ESTIMATED TIME THAT THE DRIVER WILL SPEND DURING DISPATCH PLATFORM TIME AND CONSUMER PLATFORM TIME DURING THE TRANSPORTATION TASK; AND

(V) IF THE CONSUMER HAS ALREADY INDICATED A TIP AMOUNT, THE AMOUNT OF THE TIP.

(b) WHEN A DRIVER RESUMES AVAILABLE PLATFORM TIME AFTER COMPLETING A TRANSPORTATION TASK, A TNC SHALL ELECTRONICALLY DISCLOSE TO THE DRIVER ON A SINGLE SCREEN ON THE DIGITAL PLATFORM:

(I) THE TOTAL AMOUNT OF MONEY THAT THE CONSUMER PAID FOR THE TRANSPORTATION TASK BEFORE ANY TIP WAS ADDED;

(II) THE TOTAL AMOUNT OF MONEY PAID TO THE DRIVER FOR THE TRANSPORTATION TASK BEFORE ANY TIP WAS ADDED, EXCLUDING PASS-THROUGHS, IF ANY; AND

(III) THE AMOUNT OF THE TIP, IF ANY.

(c) WITHIN TWENTY-FOUR HOURS AFTER DISCLOSING THE INFORMATION REQUIRED TO BE DISCLOSED IN ACCORDANCE WITH SUBSECTION (6)(b) OF THIS SECTION, THE TNC SHALL PROVIDE A COPY OF THE INFORMATION TO THE DRIVER BY E-MAIL OR OTHER MECHANISM THAT REMAINS ACCESSIBLE TO THE DRIVER FOR AT LEAST ONE YEAR.

(d) AS SOON AS THE INFORMATION IS AVAILABLE TO A TNC, AND BEFORE THE TNC OFFERS A CONSUMER THE OPTION TO TIP THE DRIVER, THE TNC SHALL ELECTRONICALLY DISCLOSE TO THE CONSUMER ON A SINGLE SCREEN ON THE DIGITAL PLATFORM:

(I) THE TOTAL AMOUNT OF MONEY THAT THE CONSUMER PAID OR WILL PAY FOR THE TRANSPORTATION TASK, EXCLUDING ANY TIP; AND

(II) THE TOTAL AMOUNT OF MONEY THAT THE DRIVER RECEIVED OR WILL RECEIVE FOR THE TRANSPORTATION TASK BEFORE ANY TIP IS ADDED, EXCLUDING PASS-THROUGHS, IF ANY.

(e) THE INFORMATION DISCLOSED TO DRIVERS AND CONSUMERS PURSUANT TO THIS SUBSECTION (6) MUST BE:

(I) PROMINENTLY DISPLAYED ON THE SINGLE SCREEN ON THE DIGITAL PLATFORM OR IN THE E-MAIL;

(II) IN A FONT THAT IS AT LEAST ONE AND ONE-HALF TIMES LARGER THAN THE FONT USED TO PRESENT ANY OTHER INFORMATION ON THE SCREEN OR IN THE E-MAIL; AND

(III) PRESENTED USING DESIGN TECHNIQUES INTENDED TO DRAW THE EYE TO THE INFORMATION.

(f) A TNC SHALL DISCLOSE TO EACH DRIVER WHO ACTIVATED THE TNC'S DIGITAL PLATFORM DURING THE PREVIOUS MONTH VIA E-MAIL OR OTHER MECHANISM THAT REMAINS ACCESSIBLE TO THE DRIVER FOR AT LEAST ONE YEAR THE FOLLOWING INFORMATION REGARDING THE DRIVER FOR THE PREVIOUS MONTH OR PREVIOUS REPORTING PERIOD IF THE TNC REGULARLY PROVIDES THE DISCLOSURES REQUIRED UNDER THIS SUBSECTION (6)(f) MORE FREQUENTLY THAN MONTHLY:

(I) DRIVER PAY BEFORE EXPENSES;

(II) DRIVER TIPS BEFORE EXPENSES;

(III) THE TOTAL TIME THAT THE DRIVER SPENT ON:
(A) AVAILABLE PLATFORM TIME;
(B) DISPATCH PLATFORM TIME; AND
(C) CONSUMER PLATFORM TIME;
(IV) THE TOTAL MILES THAT THE DRIVER DROVE DURING THE DRIVER'S:
(A) AVAILABLE PLATFORM TIME;
(B) DISPATCH PLATFORM TIME; AND
(C) CONSUMER PLATFORM TIME; AND
(V) THE TOTAL AMOUNT THE DRIVER MAY BE ENTITLED TO DEDUCT FROM INCOME CALCULATED USING THE IRS BUSINESS MILEAGE DEDUCTION RATE FOR ALL MILES KNOWN TO THE TNC TO HAVE BEEN DRIVEN DURING THE DRIVER'S:
(A) AVAILABLE PLATFORM TIME;
(B) DISPATCH PLATFORM TIME; AND
(C) CONSUMER PLATFORM TIME.

(7) **Driver acceptance or rejection of a transportation task.** A TRANSPORTATION NETWORK COMPANY SHALL NOT SUSPEND, DEACTIVATE, OR RETALIATE AGAINST A DRIVER BASED ON THE DRIVER'S LAWFUL ACCEPTANCE OR REJECTION OF ONE OR MORE TRANSPORTATION TASKS, INCLUDING BY HAMPERING DRIVER ACCESS TO:
(a) DRIVER SUPPORT;
(b) RIDE OFFERS; OR
(c) DESTINATION OR AREA PREFERENCES.

(8) **Penalties, fines, and enforcement.** (a) IF A TRANSPORTATION NETWORK COMPANY VIOLATES THIS SECTION, THE TNC MAY BE SUBJECT TO:
(I) MONETARY DAMAGES IN THE AMOUNT OF ONE THOUSAND DOLLARS, AS DETERMINED BY THE DIRECTOR OR BY A COURT IN A CIVIL ACTION BROUGHT PURSUANT TO SUBSECTION (8)(d) OF THIS SECTION, ON A PER-CONSUMER OR PER-DRIVER BASIS, WHICH AMOUNT THE TNC SHALL PAY TO THE CONSUMER OR DRIVER AFFECTED BY THE VIOLATION;
(II) A FINE OF ONE HUNDRED DOLLARS PER VIOLATION, AS DETERMINED BY THE DIRECTOR ON A PER-CONSUMER OR PER-DRIVER BASIS, WHICH AMOUNT THE TNC SHALL PAY TO THE DIVISION. THE DIVISION SHALL TRANSMIT ALL CIVIL FINES COLLECTED PURSUANT TO THIS SUBSECTION (8)(a)(II) TO THE STATE TREASURER, WHO SHALL CREDIT THE MONEY TO THE GENERAL FUND.
(III) INJUNCTIVE RELIEF PURSUANT TO SUBSECTION (8)(d)(II) OF THIS SECTION.
(b) THE DIVISION MAY INVESTIGATE ALLEGED VIOLATIONS IN RESPONSE TO COMPLAINTS FILED OR AT THE DIVISION'S DISCRETION.
(c) THE DIRECTOR SHALL ESTABLISH PROCEDURES FOR DRIVERS AND CONSUMERS TO SUBMIT COMPLAINTS TO THE DIVISION AND FOR THE DIVISION'S INVESTIGATIONS, HEARINGS, AND IMPOSITION OF FINES PURSUANT TO THIS SUBSECTION (8).
(d) (I) A PERSON AGGRIEVED BY A TNC'S VIOLATION OF THIS SECTION MAY FILE A CIVIL ACTION AGAINST THE TNC IN THE DISTRICT COURT WHERE:
(A) THE PERSON RESIDES;
(B) THE VIOLATION OCCURRED; OR
(C) THE TNC HAS A PHYSICAL PLACE OF BUSINESS IN THE STATE.
(II) (A) THE PERSON FILING THE CIVIL ACTION MAY SEEK INJUNCTIVE RELIEF FROM THE DISTRICT COURT TO COMPEL THE TNC TO COMPLY WITH THIS SECTION OR MAY SEEK MONETARY DAMAGES AS SPECIFIED IN SUBSECTION (8)(a)(I) OF THIS SECTION AND ANY ACTUAL DAMAGES SUSTAINED.
(B) IF A PERSON PREVAILS ON ANY CLAIM RAISED IN A CIVIL ACTION BROUGHT AGAINST A TNC UNDER THIS SUBSECTION (8)(d), THE PERSON IS ENTITLED TO RECOVER COSTS AND REASONABLE ATTORNEY FEES.

(9) **Rules.** THE DIRECTOR MAY ADOPT RULES AS NECESSARY TO IMPLEMENT THIS SECTION.

(10) **Public utilities commission's authority over TNCs.** NOTHING IN THIS SECTION NEGATES, LIMITS, ALTERS, OR DISPLACES THE COMMISSION'S AUTHORITY TO REGULATE TRANSPORTATION NETWORK COMPANIES PURSUANT TO PART 6 OF ARTICLE 10.1 OF TITLE 40 OR PREVENTS A DRIVER OR CONSUMER FROM SEEKING ENFORCEMENT BY THE COMMISSION AGAINST AN ALLEGED VIOLATOR OR A REMEDY FOR A VIOLATION OF PART 6 OF ARTICLE 10.1 OF TITLE 40.

**SECTION 2. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum

petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".

Page 1, line 104, after "**DEACTIVATION**" insert "**AND SUSPENSION**".

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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:

**SB24-128** by Senator(s) Hinrichsen and Pelton B., Ginal, Rich; also Representative(s) Bradley and McLachlan, Pugliese--Concerning the repeal of an obsolete provision that required the department of transportation to make recommendations to the general assembly by 2011.

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

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

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

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

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-066** by Senator(s) Sullivan; also Representative(s) Froelich and Mabrey--Concerning a requirement that certain businesses with relationships with firearms merchants use the appropriate merchant category code.

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

| YES | 22 | NO | 11 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | N | President | Y |
| Gardner | E | Lundeen | E | Rodriguez | Y | | |

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gonzales, Hansen, Jaquez Lewis, Kolker, Michaelson Jenet, Rodriguez, and Winter F.

**SB24-103** by Senator(s) Pelton B. and Ginal, Hinrichsen; also Representative(s) McLachlan, Epps, Pugliese--Concerning technical changes to Colorado department of labor and employment statutes.

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | E | Lundeen | E | Rodriguez | Y | | |

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

Co-sponsor(s) added: Priola.

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Committee of the Whole

On motion of Senator Mullica, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Mullica was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**SB24-089** by Senator(s) Rodriguez; also Representative(s) Daugherty--Concerning the Colorado firefighter heart, cancer, and behavioral health benefits trust.

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

**SB24-138** by Senator(s) Simpson; also Representative(s) Martinez--Concerning the modification of the salary categorization of locally elected officers in specified counties.

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

**SB24-023** by Senator(s) Van Winkle and Bridges; also Representative(s) Kipp and Taggart--Concerning the requirement that local taxing jurisdictions hold harmless vendors that rely on erroneous data in certain electronic systems related to sales and use tax that are managed by the department of revenue.

Upon request of Majority Leader Rodriguez, **SB24-023** was removed from the General Orders--Second Reading of Bills Consent Calendar of Wednesday, February 21, 2024, and was placed at the end of the General Orders--Second Reading of Bills Calendar of Wednesday, February 21, 2024

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## ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- CONSENT CALENDAR

On motion of Senator Mullica, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | E | Lundeen | E | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-089, SB24-138

Removed from Consent Calendar: SB24-023.

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Committee of the Whole

On motion of Senator Mullica, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Mullica was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS

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

**SB24-093** by Senator(s) Michaelson Jenet; --Concerning the continuity of health-care benefits during the transition to a new health benefit plan when the enrollees's health-care provider does not have a contract with the new health insurance carrier.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 16, page(s) 241 and placed in members' bill files.)

Amendment No. 2(L.005), by Senator Michaelson Jenet.

Amend printed bill, page 4, line 15, strike "CONTINUING CARE PATIENT;" and substitute "TRANSFERRING ENROLLEE;".

Page 5, after line 20 insert:

"**SECTION 2.** In Colorado Revised Statutes, 25-3-121, **add** (3.5)(d) as follows:

**25-3-121. Health-care facilities - emergency and nonemergency services - required disclosures - balance billing - deceptive trade practice - rules - definitions.** (3.5)(d) AN OUT-OF-NETWORK FACILITY SHALL NOT BALANCE BILL A COVERED PERSON, AS DEFINED IN SECTION 10-16-102 (15), FOR SERVICES IF THE PROVISIONS OF SECTION 10-16-705 (4.5)(c)(II) APPLY.".

Renumber succeeding section accordingly.

Amendment No. 3(L.006), by Senator Michaelson Jenet.

Amend printed bill, page 5, after line 20 insert:

"**SECTION 2.** In Colorado Revised Statutes, **add** 25.5-4-431 as follows:

**25.5-4-431. Preauthorization for treatment - request to share with insurance carrier.** SUBJECT TO STATE AND FEDERAL LAWS RELATING TO THE CONFIDENTIALITY OF MEDICAL RECORDS, AT THE REQUEST AND WITH THE CONSENT OF AN ENROLLEE IN THE MEDICAL ASSISTANCE PROGRAM, THE STATE DEPARTMENT SHALL PROVIDE A COPY OF THE ENROLLEE'S PREAUTHORIZATION FOR TREATMENT TO THE ENROLLEE'S NEW INSURANCE CARRIER WITHIN TEN DAYS AFTER RECEIPT OF THE REQUEST IF THE ENROLLEE IS NO LONGER ENROLLED IN THE MEDICAL ASSISTANCE PROGRAM.".

Renumber succeeding section accordingly.

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

**SB24-025** by Senator(s) Bridges and Van Winkle; also Representative(s) Kipp and Taggart--Concerning local government sales and use taxes administered by the department of revenue, and, in connection therewith, revising, modernizing, and harmonizing various state statues relating to the state-administration of local sales and use tax into one uniform statute.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 16, page(s) 246-250 and placed in members' bill files.)

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

**SB24-024** by Senator(s) Bridges and Van Winkle; also Representative(s) Kipp and Taggart--Concerning the standardization of local lodging tax, and, in connection therewith, aligning reporting requirements related to remittance of a local lodging tax to reporting requirements for remittance of other local taxes.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 16, page(s) 245-246 and placed in members' bill files.)

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

**SB24-023** by Senator(s) Van Winkle and Bridges; also Representative(s) Kipp and Taggart--Concerning the requirement that local taxing jurisdictions hold harmless vendors that rely on erroneous data in certain electronic systems related to sales and use tax that are managed by the department of revenue.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 16, page(s) 244-245 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Van Winkle.

Amend the Finance Committee Report, dated February 15, 2024, page 1, line 1, strike "page 2, line 3, after "(3.5)" insert "and (4)"." and substitute "page 2, line 2, before "**add**" insert "**amend** (4); and".".

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

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | E | Lundeen | E | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-093 as amended, SB24-025 as amended, SB24-024 as amended, SB24-023 as amended.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (**SJR24-009** and **SR24-002**) of Wednesday, February 21, was laid over until Monday, February 26, retaining its place on the calendar.

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

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

MEMBER OF THE
GROUND WATER COMMISSION

for a term expiring May 1, 2027:

Todd Denning of Keenesburg, Colorado, to serve as a representative of the Lost Creek Designated Ground Water Basin and resident agriculturist, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | E | Lundeen | E | Rodriguez | Y | | |

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MEMBERS OF THE
STATE BOARD OF LAND COMMISSIONERS

effective July 1, 2023, for terms expiring June 30, 2027:

Josephine W. Heath of Boulder, Colorado, to serve as a representative of public primary or secondary education, and as a Democrat, reappointed;

Christie Marie Scanlan of Keystone, Colorado, to serve as a representative of local government and land use planning, and as a Democrat, reappointed.

Upon request of Majority Leader Rodriguez, **Members of the State Board of Land Commissioners** was removed from the Consideration of Governor's Appointment--Consent Calendar of Wednesday, February 21, 2024 and was placed at the end of the Consideration of Governor's Appointment of Wednesday, February 21, 2024.

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MEMBERS OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for terms expiring July 1, 2027:

Patricia Hammon of Eagle, Colorado, to serve as a veteran, a designee of the State Board of Veterans' Affairs, and a Democrat, appointed;

John Freeburg of Rye, Colorado, to serve as a veteran and a Republican, appointed;

Leah McMahon of Denver, Colorado, to serve as the state long-term care ombudsman and a Democrat, reappointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | E | Lundeen | E | Rodriguez | Y | | |

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MEMBER OF THE
HEALTH INSURANCE AFFORDABILITY ENTERPRISE BOARD

for a term expiring September 24, 2024:

Saskia Young of Westminster, Colorado, a representative of a statewide association of health benefit plans, occasioned by the resignation of Amanda Massey of Centennial, Colorado, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | E | Lundeen | E | Rodriguez | Y | | |

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

MEMBERS OF THE
STATE BOARD OF LAND COMMISSIONERS

effective July 1, 2023, for terms expiring June 30, 2027:

Josephine W. Heath of Boulder, Colorado, to serve as a representative of public primary or secondary education, and as a Democrat, reappointed;

Christie Marie Scanlan of Keystone, Colorado, to serve as a representative of local government and land use planning, and as a Democrat, reappointed.

| YES | 29 | NO | 4 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | E | Lundeen | E | Rodriguez | Y | | |

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## CHANGE IN SPONSORSHIP

Upon announcement of President Fenberg, Senator Winter replaced Senator Jaquez Lewis as the Senate prime sponsor with Senator Priola on **SB24-032**.

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Senate in recess. Senate reconvened.

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Agriculture & Natural Resources — After consideration on the merits, the Committee recommends that **HB24-1047** 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 **HB24-1048** be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services — After consideration on the merits, the Committee recommends that **SB24-073** be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services — After consideration on the merits, the Committee recommends that **SB24-083** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, line 17, after "HOSPITAL," insert "FREESTANDING EMERGENCY DEPARTMENT,".

Page 5, line 22, strike "HOSPITAL" and substitute "HOSPITAL, FREESTANDING EMERGENCY DEPARTMENT,".

Page 6, after line 4 insert:

"(d) "FREESTANDING EMERGENCY DEPARTMENT" MEANS A HEALTH FACILITY AS DEFINED IN AND REQUIRED TO BE LICENSED PURSUANT TO SECTION 25-1.5-114.".

Page 7, after line 22 insert:

"**SECTION 5.** In Colorado Revised Statutes, 18-6-401, **amend** (9)(a); and **repeal** (9)(b) as follows:

**18-6-401. Child abuse - definition.** (9) (a) If a parent is charged with permitting a child to be unreasonably placed in a situation that poses a threat of injury to the child's life or health, pursuant to subsection (1)(a) of this section, and the child was seventy-two hours old or younger at the time of the alleged offense, it is an affirmative defense to the charge that the parent safely, reasonably, and knowingly ~~handed~~ RELINQUISHED the child ~~over to a firefighter, as defined in section 18-3-201 (1.5), or to a staff member who engages in the admission, care, or treatment of patients at a hospital or community clinic emergency center, as defined in subsection (9)(b) of this section, when the firefighter is at a fire station, or the staff member is at a hospital or community clinic emergency center, as defined in subsection (9)(b) of this section~~ TO AN AUTHORIZED PERSON AT AN AUTHORIZED FACILITY OR TO A NEWBORN SAFETY DEVICE LOCATED AT AN AUTHORIZED FACILITY PURSUANT TO SECTION 19-3-304.5.

(b) ~~"Community clinic emergency center" means a community clinic licensed by the department of public health and environment pursuant to section 25-3-101 (2)(a)(I)(B) that:~~

~~(I) Delivers emergency services; and~~

~~(II) Provides emergency care twenty-four hours per day and seven days a week throughout the year, except if located in a rural or frontier area that does not have the demand to support twenty-four-hour service or only operates each year during a specified time period due to seasonal population influx.~~

Renumber succeeding section accordingly.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-163** by Senator(s) Roberts; also Representative(s) Catlin and Daugherty--Concerning the arbitration requirement for batching out-of-network health insurance claims.
Health & Human Services

**SB24-164** by Senator(s) Buckner and Lundeen; also Representative(s) McCluskie and Pugliese--Concerning transparency requirements for institutions of higher education.
Education

**HB24-1041** by Representative(s) Kipp and Taggart; also Senator(s) Bridges and Van Winkle--Concerning the streamlining of processes for filing sales and use tax returns, and, in connection therewith, making an appropriation.
Finance

**HB24-1053** by Representative(s) Weissman and Marshall, Frizell; also Senator(s) Liston and Hansen, Kolker--Concerning analysis of tax policy by the state legislative branch, and, in connection therewith, modifying requirements for evaluating state tax expenditures, requiring the state auditor to prepare an annual report on federal tax law and changes that have significant impact on the state's tax base, and extending the legislative oversight committee concerning tax policy and the task force concerning tax policy.
Finance

**HB24-1076** by Representative(s) Marshall and Weissman; also Senator(s) Fields--Concerning creating a program to recognize public schools that provide certain services to military-connected families, and, in connection therewith, making an appropriation.
Education

**HB24-1122** by Representative(s) Duran and Pugliese; also Senator(s) Roberts and Winter F.--Concerning civil protection orders for victims of domestic-related crimes.
Judiciary

**HB24-1258** by Representative(s) Brown and Boesenecker; also Senator(s) Roberts--Concerning credit for the out-of-pocket expenses paid by a covered person when a health insurance carrier exits the market.
Health & Human Services

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SJR24-004.

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## CHANGE IN SPONSORSHIP

Upon announcement of President Fenberg, Representative Duran was removed as a House prime sponsor with Representative Hartsook on SB24-060.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Thursday, February 22, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

44th Legislative Day Thursday, February 22, 2024

Prayer — By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.

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

Roll Call — Present--35

Quorum — The President announced a quorum present.

Pledge — By Senator Buckner.

Approval of the Journal — On motion of Senator Liston, the Journal of Wednesday, February 21, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-163 and 164.
**Correctly Engrossed:** SB24-023, 024, 025, 089, 093, and 138.
**Correctly Reengrossed:** SB24-066, 103, and 128.
**Correctly Enrolled:** SB24-029.

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## COMMITTEE OF REFERENCE REPORTS

Education — After consideration on the merits, the Committee recommends that **SB24-143** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 24, strike "AN" and substitute "A REGISTERED".

Page 6, line 21, after "EMPLOYMENT," strike "AND".

Page 6, line 22, after "DEVELOPMENT," insert "AND THE COLORADO COMMUNITY COLLEGE SYSTEM".

Page 7, line 23, after "ORGANIZATIONS," add "INDUSTRY ASSOCIATIONS,".

Page 9, after line 11, insert:

"(4) THE DEPARTMENT SHALL IMPLEMENT THIS SECTION SUBJECT TO AVAILABLE APPROPRIATIONS.".

Page 9, line 27, strike "MARCH 1, 2025," and substitute "JANUARY 1, 2026, AND ANNUALLY THEREAFTER,".

Page 10, line 2, after "HIGHER EDUCATION," insert "THE DEPARTMENT OF LABOR AND EMPLOYMENT,".

Strike "AT LEAST ANNUALLY," and substitute "BEGINNING JANUARY 1, 2026, AND ANNUALLY THEREAFTER,"on: **Page 6,** line 25; and **Page 7,** line 13.

Strike "JANUARY 1, 2025," and substitute "JULY 31, 2025," on: **Page 8,** line 1;

**Page 9,** lines 1 and 5; and **Page 10,** lines 6 and 20.

Education

After consideration on the merits, the Committee recommends that **SB24-113** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, strike everything below the enacting clause and substitute:

"**SECTION 1.** In Colorado Revised Statutes, **add** article 8 to title 19 as follows:

**ARTICLE 8**
**Organized Youth Athletic Activities**

**19-8-101. Organized youth athletic activities - abuse prevention training - definitions.** (1) (a) (I) EACH YOUTH SPORTS ORGANIZATION SHALL REQUIRE EACH COACH TO ANNUALLY COMPLETE AN ABUSE PREVENTION TRAINING PROGRAM AS DESCRIBED IN SUBSECTION (1)(a)(II) OF THIS SUBSECTION.

(II) THE ABUSE PREVENTION TRAINING PROGRAM REQUIRED BY SUBSECTION (1)(a)(I) OF THIS SECTION MUST INCLUDE INFORMATION AND TRAINING ON THE FOLLOWING:

(A) PROHIBITED CONDUCT BY COACHES;

(B) APPROPRIATE ONE-ON-ONE INTERACTIONS BETWEEN PLAYERS AND COACHES;

(C) MANDATORY REPORTING REQUIREMENTS;

(D) HOW TO RECOGNIZE AND APPROPRIATELY RESPOND TO AND PREVENT BEHAVIORS THAT VIOLATE THE PROHIBITED CONDUCT POLICY DEVELOPED PURSUANT TO SUBSECTION (2) OF THIS SECTION; AND

(E) HOW TO RESPOND TO DISCLOSURES OF SEXUAL ABUSE, CHILD ABUSE, OR REPORTS OF BEHAVIORS VIOLATING THE PROHIBITED CONDUCT POLICY DEVELOPED PURSUANT TO SUBSECTION (2) OF THIS SECTION IN A SUPPORTIVE AND APPROPRIATE MANNER THAT MEETS THE MANDATED REPORTING REQUIREMENTS PURSUANT TO COLORADO STATUTES.

(b) A YOUTH SPORTS ORGANIZATION MAY DESIGNATE SPECIFIC EDUCATION COURSES THAT MEET THE REQUIREMENTS OF SUBSECTION (1)(a) OF THIS SECTION.

(c) UPON SUCCESSFUL COMPLETION OF THE ABUSE PREVENTION TRAINING PROGRAM COURSE, A COACH SHALL SUBMIT EVIDENCE OF COMPLETION TO THE COACH'S YOUTH SPORTS ORGANIZATION.

(d) EACH YOUTH SPORTS ORGANIZATION SHALL MAINTAIN RECORDS OF THE COMPLETION EVIDENCE SUBMITTED PURSUANT TO SUBSECTION (1)(c) OF THIS SECTION.

(2) (a) (I) EACH YOUTH SPORTS ORGANIZATION SHALL DEVELOP A PROHIBITED CONDUCT POLICY RELATING TO YOUTH ATHLETIC ACTIVITIES.

(II) THE PROHIBITED CONDUCT POLICY MUST INCLUDE:

(A) A LIST OF PROHIBITED CONDUCT BY PARENTS, SPECTATORS, COACHES, AND ATHLETES AND A MANDATORY REPORTING POLICY FOR ADULTS WHO HAVE KNOWLEDGE OF AN ACT OF PROHIBITED CONDUCT;

(B) A CODE OF CONDUCT FOR PARENTS, SPECTATORS, COACHES, AND ATHLETES TO FOLLOW;

(C) A SYSTEM FOR REPORTING VIOLATIONS OF THE PROHIBITED CONDUCT POLICY OR CODE OF CONDUCT TO THE YOUTH SPORTS ORGANIZATION;

(D) A PROCESS FOR INVESTIGATIONS, DUE PROCESS REQUIREMENTS, AND SANCTIONS FOR VIOLATIONS OF THE PROHIBITED CONDUCT POLICY OR CODE OF CONDUCT; AND

(E) A PROCESS FOR ONLINE PUBLICATION OF THE STATEWIDE LIST OF FOUND VIOLATIONS DEVELOPED PURSUANT TO SUBSECTION (2)(d) OF THIS SECTION.

(b) EACH YOUTH SPORTS ORGANIZATION SHALL REQUIRE EACH OF ITS COACHES TO COMPLY WITH THE PROHIBITED CONDUCT POLICY DEVELOPED PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION.

(c) (I) EACH YOUTH SPORTS ORGANIZATION SHALL CREATE AN ONLINE REPORTING PORTAL FOR VIOLATIONS BY A COACH OF THE PROHIBITED CONDUCT POLICY DEVELOPED PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION. UPON RECEIPT OF A REPORTED VIOLATION, THE YOUTH SPORTS ORGANIZATION SHALL INVESTIGATE THE REPORT.

(II) IF, AFTER INVESTIGATION, THE YOUTH SPORTS ORGANIZATION

DETERMINES THERE WAS A VIOLATION OF THE PROHIBITED CONDUCT POLICY, THE YOUTH SPORTS ORGANIZATION SHALL BAN THE COACH FROM THE ORGANIZATION AND REPORT THE VIOLATION TO THE ATTORNEY GENERAL'S OFFICE.

(III) UPON RECEIPT OF A NOTICE OF A FOUND VIOLATION PURSUANT TO SUBSECTION (2)(c)(II) OF THIS SECTION, THE ATTORNEY GENERAL SHALL REVIEW THE DETERMINATION AND RECORD, AND, IF THE ATTORNEY GENERAL DETERMINES THAT THE VIOLATOR RECEIVED ADEQUATE DUE PROCESS DURING THE INVESTIGATION AND DETERMINATION, THE ATTORNEY GENERAL SHALL INCLUDE THE FOUND VIOLATION ON THE STATEWIDE LIST OF FOUND VIOLATIONS PURSUANT TO SUBSECTION (2)(d) OF THIS SECTION.

(d) THE ATTORNEY GENERAL SHALL POST IN A CONSPICUOUS PLACE ON THE ATTORNEY GENERAL'S OFFICE'S WEBSITE A LINK TO A STATEWIDE LIST OF FOUND VIOLATIONS VERIFIED BY THE ATTORNEY GENERAL'S OFFICE PURSUANT TO SUBSECTION (2)(c)(III) OF THIS SECTION. THE LIST MUST BE SEARCHABLE BY NAME OF VIOLATOR, DATE OF VIOLATION, AND YOUTH SPORTS ORGANIZATION.

(3) AS USED IN THIS ARTICLE 8, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "ABUSE" MEANS PHYSICAL OR MENTAL INJURY, SEXUAL ABUSE OR EXPLOITATION, OR NEGLIGENT TREATMENT OF A CHILD.

(b) (I) "YOUTH SPORTS ORGANIZATION" MEANS A PRIVATE FOR-PROFIT OR NOT-FOR-PROFIT ORGANIZATION THAT, AS PART OF ITS CORE FUNCTION, PROVIDES PERSONS WHO ARE EIGHTEEN YEARS OF AGE OR YOUNGER THE OPPORTUNITY TO PARTICIPATE IN SCHEDULED COMPETITIVE OR RECREATIONAL SPORTING EVENTS, WHETHER INDIVIDUALLY OR AS A TEAM.

(II) "YOUTH SPORTS ORGANIZATION" DOES NOT INCLUDE:

(A) A NEIGHBORHOOD YOUTH ORGANIZATION AS DEFINED IN SECTION 26.5-5-303;

(B) A PUBLIC OR PRIVATE SCHOOL SERVING ANY OF GRADES KINDERGARTEN THROUGH TWELVE;

(C) A PUBLIC OR PRIVATE INSTITUTION OF HIGHER EDUCATION; OR

(D) AN ORGANIZATION THAT MERELY PROVIDES THE OPPORTUNITY TO PARTICIPATE IN AN UNSUPERVISED, UNSCHEDULED COMPETITIVE OR RECREATIONAL SPORTING EVENT ON A WALK-IN BASIS.

**SECTION 2.** In Colorado Revised Statutes, **add** 26.5-5-304.5 as follows:

**26.5-5-304.5. Application of part - youth sports organizations - background checks required - definitions.** (1) NOTWITHSTANDING ANY PROVISION OF THIS PART 3 TO THE CONTRARY, A YOUTH SPORTS ORGANIZATION THAT IS NOT LICENSED PURSUANT TO THIS PART 3 ON THE EFFECTIVE DATE OF THIS SECTION IS SUBJECT ONLY TO THE REQUIREMENTS OF THIS SECTION AND IS OTHERWISE EXEMPT FROM THE REQUIREMENTS OF THIS PART 3.

(2) (a) A YOUTH SPORTS ORGANIZATION OPERATING IN THE STATE OF COLORADO SHALL REQUIRE ALL EMPLOYEES AND VOLUNTEERS WHO WORK DIRECTLY, OR WILL WORK DIRECTLY, WITH YOUTH MEMBERS, AND ANY EMPLOYEE OR VOLUNTEER WHO ACCOMPANIES THE YOUTH SPORTS ORGANIZATION ON ANY TRIP THAT INCLUDES ONE OR MORE OVERNIGHT STAYS, TO OBTAIN, PRIOR TO STARTING THE WORK OR TAKING THE TRIP, AND EVERY THREE YEARS THEREAFTER, A CRIMINAL HISTORY RECORD CHECK BY A PRIVATE ENTITY REGULATED AS A CONSUMER REPORTING AGENCY PURSUANT TO 15 U.S.C. SEC. 1681, ET SEQ., THAT DISCLOSES, AT A MINIMUM, SEXUAL OFFENDERS AND FELONY CONVICTIONS AND INCLUDES A SOCIAL SECURITY NUMBER TRACE AND A SEARCH OF THE COLORADO JUDICIAL PUBLIC RECORDS ACCESS SYSTEM. THE CRIMINAL HISTORY RECORD CHECK MUST ASCERTAIN WHETHER THE PERSON BEING INVESTIGATED HAS BEEN CONVICTED OF FELONY CHILD ABUSE AS SPECIFIED IN SECTION 18-6-401, A FELONY OFFENSE INVOLVING UNLAWFUL SEXUAL BEHAVIOR AS DEFINED IN SECTION 16-22-102 (9), OR A COMPARABLE OFFENSE COMMITTED IN ANY OTHER STATE.

(b) A YOUTH SPORTS ORGANIZATION SHALL NOT HIRE A PERSON AS AN EMPLOYEE OR APPROVE A PERSON AS A VOLUNTEER IF A CRIMINAL HISTORY RECORD CHECK OF THE PERSON PERFORMED PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION SHOWS THAT THE PERSON HAS BEEN CONVICTED OF FELONY CHILD ABUSE AS SPECIFIED IN SECTION 18-6-401, A FELONY OFFENSE INVOLVING UNLAWFUL SEXUAL BEHAVIOR AS DEFINED IN SECTION 16-22-102 (9), OR A COMPARABLE OFFENSE COMMITTED IN ANY OTHER STATE.

(3) (a) A PERSON, INCLUDING AN EMPLOYEE OR VOLUNTEER, WHO TAKES PART IN THE ACTIVITIES OF A YOUTH SPORTS ORGANIZATION BUT WHO IS

NOT REQUIRED TO OBTAIN A CRIMINAL HISTORY RECORD CHECK PURSUANT TO SUBSECTION (2) OF THIS SECTION MUST, AT ALL TIMES, BE SUPERVISED BY AN EMPLOYEE OR VOLUNTEER WHO HAS BEEN HIRED OR APPROVED AFTER OBTAINING A CRIMINAL HISTORY RECORD CHECK PURSUANT TO SUBSECTION (2) OF THIS SECTION.

(b) NOTWITHSTANDING ANY PROVISION OF THIS SECTION, A YOUTH SPORTS ORGANIZATION IS NOT REQUIRED TO PERFORM A CRIMINAL HISTORY RECORD CHECK ON A VOLUNTEER WHO IS NOT ACTING IN THE CAPACITY OF A COACH OR MANAGER, ONLY OCCASIONALLY ASSISTS WITH THE TEAM, AND WHO HAS AN IMMEDIATE FAMILY MEMBER PARTICIPATING IN THE YOUTH SPORTS ORGANIZATION. A VOLUNTEER DESCRIBED BY THIS SUBSECTION (3)(b) MUST BE SUPERVISED AT ALL TIMES BY AN EMPLOYEE OR VOLUNTEER WHO HAS BEEN HIRED OR APPROVED AFTER OBTAINING A CRIMINAL HISTORY RECORD CHECK PURSUANT TO SUBSECTION (2) OF THIS SECTION.

(4) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "EMPLOYEE" MEANS A PAID EMPLOYEE OF A YOUTH SPORTS ORGANIZATION WHO IS EIGHTEEN YEARS OF AGE OR OLDER.

(b) "VOLUNTEER" MEANS A PERSON WHO VOLUNTEERS TO ASSIST A YOUTH SPORTS ORGANIZATION.

(c) (I) "YOUTH SPORTS ORGANIZATION" MEANS A PRIVATE FOR-PROFIT OR NOT-FOR-PROFIT ORGANIZATION THAT, AS PART OF ITS CORE FUNCTION, PROVIDES PERSONS WHO ARE EIGHTEEN YEARS OF AGE OR YOUNGER THE OPPORTUNITY TO PARTICIPATE IN SCHEDULED COMPETITIVE OR RECREATIONAL SPORTING EVENTS, WHETHER INDIVIDUALLY OR AS A TEAM.

(II) "YOUTH SPORTS ORGANIZATION" DOES NOT INCLUDE:

(A) A NEIGHBORHOOD YOUTH ORGANIZATION AS DEFINED IN SECTION 26.5-5-303;

(B) A PUBLIC OR PRIVATE SCHOOL SERVING ANY OF GRADES KINDERGARTEN THROUGH TWELVE;

(C) A PUBLIC OR PRIVATE INSTITUTION OF HIGHER EDUCATION; OR

(D) AN ORGANIZATION THAT MERELY PROVIDES THE OPPORTUNITY TO PARTICIPATE IN AN UNSUPERVISED, UNSCHEDULED COMPETITIVE OR RECREATIONAL SPORTING EVENT ON A WALK-IN BASIS.

**SECTION 3.** In Colorado Revised Statutes, **add** 6-1-735 as follows:

**6-1-735. Organized youth athletic activities - unfair trade practice.** A YOUTH SPORTS ORGANIZATION AS DEFINED IN SECTION 19-8-101 (3) ENGAGES IN AN UNFAIR TRADE PRACTICE WHEN THE YOUTH SPORTS ORGANIZATION FAILS TO COMPLY WITH SECTION 19-8-101.

**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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".

Education

The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

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

for a term expiring June 30, 2027:

Indira Duggirala of Highlands Ranch, Colorado, appointed.

Education

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

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

effective January 1, 2024, for terms expiring December 31, 2027:

Maia A. Babbs of Golden, Colorado, reappointed;

Shashwata Prateek Dutta of Denver, Colorado, reappointed.

Trans-portation & Energy

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

MEMBERS OF THE
ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for terms expiring August 24, 2027:

Joseph Redmond of Hayden, Colorado, reappointed;

Trisha Stiles of Aurora, Colorado, reappointed.

Judiciary

After consideration on the merits, the Committee recommends that **SB24-035** 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 24.

Page 3, strike lines 1 through 3 and substitute:

"**SECTION 1.** In Colorado Revised Statutes, 18-3-503, **add** (3) as follows:

**18-3-503. Human trafficking for involuntary servitude - human trafficking of a minor for involuntary servitude.** (3) IF A DEFENDANT IS CONVICTED PURSUANT TO SUBSECTION (1) OF THIS SECTION, THE COURT SHALL SENTENCE THE DEFENDANT IN ACCORDANCE WITH THE PROVISIONS OF SECTION 18-1.3-406.

**SECTION 2.** In Colorado Revised Statutes, 18-3-504, **amend** (1)(b) and (2)(b) as follows:

**18-3-504. Human trafficking for sexual servitude - human trafficking of a minor for sexual servitude.** (1) (b) Human trafficking for sexual servitude is a class 3 felony. IF A DEFENDANT IS CONVICTED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION, THE COURT SHALL SENTENCE THE DEFENDANT IN ACCORDANCE WITH THE PROVISIONS OF SECTION 18-1.3-406.

(2) (b) Human trafficking of a minor for sexual servitude is a class 2 felony. ~~The court shall sentence a person convicted of such a class 2 felony to the department of corrections for a term of at least the minimum of the presumptive range for a class 2 felony, as set forth in section 18-1.3-401.~~ IF A DEFENDANT IS CONVICTED PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION, THE COURT SHALL SENTENCE THE DEFENDANT IN ACCORDANCE WITH THE PROVISIONS OF SECTION 18-1.3-406.".

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## INTRODUCTION OF MEMORIALS

The following memorial was read by title:

**SM24-001** by Senator(s) Roberts, Gardner; –Memorializing former Senator Hugh C. Fowler.

Laid over until Tuesday, February 27.

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The Senate proceeded out of order for moments of personal privilege.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-165** by Senator(s) Priola and Cutter, Buckner, Exum, Gonzales, Marchman, Michaelson Jenet, Winter F.; also Representative(s) Rutinel and Garcia--Concerning measures to reduce emissions of air pollutants that negatively impact air quality.
Transportation & Energy

**SB24-166** by Senator(s) Winter F., Priola; also Representative(s) Froelich and Velasco--Concerning measures to increase the enforcement of violations that impact the environment.
Transportation & Energy

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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:

**SB24-089** by Senator(s) Rodriguez; also Representative(s) Daugherty--Concerning the Colorado firefighter heart, cancer, and behavioral health benefits trust.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Marchman, Michaelson Jenet, Mullica, Priola, Roberts, Sullivan, and Winter F.

**SB24-138** by Senator(s) Simpson; also Representative(s) Martinez--Concerning the modification of the salary categorization of locally elected officers in specified counties.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Pelton R., Will, and Winter F.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-093** by Senator(s) Michaelson Jenet; also Representative(s) Amabile--Concerning the continuity of health-care benefits during the transition to a new health benefit plan when the enrollees's health-care provider does not have a contract with the new health insurance carrier.

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

Third Reading Amendment No. 1(L.007) , by Senator Michaelson Jenet.

> Amend engrossed bill, page 5, line 3, after "CARRIER" insert "OR FROM THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING".

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

| YES | 33 | NO | 2 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

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

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Mullica, Priola, Roberts, Smallwood, Sullivan, Will, Winter F., and Zenzinger.

**SB24-025** by Senator(s) Bridges and Van Winkle; also Representative(s) Kipp and Taggart--Concerning local government sales and use taxes administered by the department of revenue, and, in connection therewith, revising, modernizing, and harmonizing various state statues relating to the state-administration of local sales and use tax into one uniform statute.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

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

**SB24-024** by Senator(s) Bridges and Van Winkle; also Representative(s) Kipp and Taggart--Concerning the standardization of local lodging tax, and, in connection therewith, aligning reporting requirements related to remittance of a local lodging tax to reporting requirements for remittance of other local taxes.

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

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

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

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

**SB24-023** by Senator(s) Van Winkle and Bridges; also Representative(s) Kipp and Taggart--Concerning the requirement that local taxing jurisdictions hold harmless vendors that rely on erroneous data in certain electronic systems related to sales and use tax that are managed by the department of revenue.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Baisley, Gardner, Kirkmeyer, Lundeen, Priola, Smallwood, and Will.

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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.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**HB24-1042** by Representative(s) Snyder and Taggart, Hamrick, Kipp, Wilson; also Senator(s) Kolker and Van Winkle, Hansen, Sullivan--Concerning technical corrections to the statutes that govern fire and police pensions.

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

**HB24-1016** by Representative(s) Lieder and Armagost, Evans; also Senator(s) Kolker and Van Winkle--Concerning emergency communication services, and, in connection therewith, defining the term "emergency communications specialist" and clarifying the scope of the currently authorized use of certain emergency telecommunications service charge revenue for training and services rendered by an emergency communications specialist, other public safety answering point personnel, and other essential emergency personnel.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1042, HB24-1016.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, SCR24-001 on the General Orders -- Second Reading of Bills Calendar of Thursday, February 22, was laid over until Friday, February 23, retaining its place on the calendar.

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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.

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## 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:

**HB24-1091** by Representative(s) Brown and Titone; also Senator(s) Cutter and Jaquez Lewis--Concerning prohibiting restrictions on the use of fire-hardened building materials in residential real property.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1091.

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

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

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

effective January 1, 2024, for a term expiring December 31, 2027:

Michael Coors of Evergreen, Colorado, to serve as an alumnus of the school, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBER OF THE
FIRE AND POLICE PENSION ASSOCIATION BOARD OF DIRECTORS

for a term expiring September 1, 2027:

William Clayton of Littleton, Colorado, to serve as a representative of special districts, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBER OF THE
NATURAL MEDICINE ADVISORY BOARD

for a term expiring January 31, 2027:

Stacie Loucks of Denver, Colorado, to serve as a representative of permitted organization criteria, occasioned by the resignation of Katina Banks, JD, of Denver, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

MEMBER OF THE
COLORADO LIMITED GAMING CONTROL COMMISSION

for a term expiring July 1, 2027:

John Tipton, JD, of Aurora, Colorado, to serve as a member of the Sixth Congressional District and as an attorney with experience in regulatory law, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
SECURITIES BOARD

for terms expiring July 1, 2026:

Elizabeth Karpinski Vonne of Lakewood, 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, reappointed;

Gary DeWaal of Estes Park, Colorado, to serve as a member of the public at-large, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Friday, February 23, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

45th Legislative Day — Friday, February 23, 2024

Prayer — By Senator Mullica.

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

Roll Call — Present--31
Excused--4, Bridges, Fields, Simpson, Winter

Quorum — The President announced a quorum present.

Pledge — By Senator Buckner

Approval of the Journal — On motion of Senator Liston, the Journal of Thursday, February 22, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-165 and 166; SM24-001.
**Correctly Reengrossed:** SB24-023, 024, 025, 089, 093, and 138.
**Correctly Revised:** HB24-1016, 1042, and 1091.
**Correctly Enrolled:** SJR24-004.

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## COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology — After consideration on the merits, the Committee recommends that **SB24-140** be postponed indefinitely.

Business, Labor, & Technology — After consideration on the merits, the Committee recommends that **SB24-147** be postponed indefinitely.

Health & Human Services — After consideration on the merits, the Committee recommends that **SB24-115** 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 printed bill, page 6, strike line 23 and substitute "workers or licensed social workers AND CLINICAL SOCIAL WORKER".

Page 8, strike lines 8 through 21.

Renumber succeeding sections accordingly.

Page 9, strike lines 15 and 16 and substitute "TELESUPERVISION. THE REMAINING TWENTY-FIVE OF THE FIFTY HOURS OF SUPERVISION EARNED MAY BE EITHER TRIADIC SUPERVISION OR GROUP SUPERVISION WITH A MAXIMUM RATIO OF ONE SUPERVISOR TO TEN SUPERVISEES. NO OTHER".

Page 9, line 23, strike "AND" and substitute "OR".

Page 10, line 1, after "DIVISION;" insert "AND".

Page 10, line 2, strike "SECTION; AND" and substitute "SECTION.".

Page 10, strike lines 3 and 4.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-116** 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 "(5)" and substitute "(5); and **add** (2.5) and (4.5)".

Page 2, after line 5 insert:

"(2.5) "INPATIENT HOSPITAL SERVICE" HAS THE SAME MEANING AS SET FORTH IN 42 CFR 440.10.

(4.5) "OUTPATIENT HOSPITAL SERVICE" HAS THE SAME MEANING AS SET FORTH IN 42 CFR 440.20.".

Page 2, lines 8 and 9, strike "a health-care" and substitute "~~a health-care~~ AN INPATIENT HOSPITAL SERVICE OR OUTPATIENT HOSPITAL".

Page 3, line 25, strike "SERVICES." and substitute "SERVICES, UNLESS THE SERVICES ARE BILLED ON A COMPREHENSIVE BILL ISSUED BY A HEALTH-CARE FACILITY.".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-080** 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 26 and 27.

Page 5, strike lines 1 through 7.

Reletter succeeding paragraph accordingly.

Page 5, line 10, strike "BEGINNING JULY 1, 2025, EACH" and substitute "EACH".

Page 5, line 14, strike "NEGOTIATED" and substitute "BEGINNING JULY 1, 2025, NEGOTIATED".

Page 5, line 17, strike "UNIQUE" and substitute "BEGINNING JULY 1, 2025, UNIQUE".

Page 5, line 20, strike "IN-NETWORK" and substitute "NO EARLIER THAN TWELVE MONTHS AFTER THE DATE OF THE FINALIZATION OF REQUIREMENTS AND TECHNICAL SPECIFICATIONS BY THE UNITED STATES SECRETARY OF LABOR, THE UNITED STATES SECRETARY OF HEALTH AND HUMAN SERVICES, AND THE UNITED STATES SECRETARY OF THE TREASURY, IN-NETWORK".

Page 5, line 25, after the period add "THE STANDARDIZED TEMPLATE MUST NOT REQUIRE DATA THAT IS IN ADDITION TO WHAT IS REQUIRED BY THE UNITED STATES SECRETARY OF LABOR, THE UNITED STATES SECRETARY OF HEALTH AND HUMAN SERVICES, AND THE UNITED STATES SECRETARY OF THE TREASURY.".

Page 6, strike lines 3 through 5.

Page 6, line 7, strike "JANUARY" and substitute "JULY".

Page 6, line 8, strike "JANUARY" and substitute "JULY".

Page 6, strike lines 13 through 19.

Renumber succeeding section accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-141** be referred to the Committee on Finance with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-059** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, strike everything below the enacting clause and substitute:

"**SECTION 1.** In Colorado Revised Statutes, **add** part 10 to article 50 of title 27 as follows:

PART 10
CHILDREN'S BEHAVIORAL HEALTH
STATEWIDE SYSTEM OF CARE

**27-50-1001. Short title.** THE SHORT TITLE OF THIS PART 10 IS THE "CHILDREN'S BEHAVIORAL HEALTH STATEWIDE SYSTEM OF CARE".

**27-50-1002. Definitions.** AS USED IN THIS PART 10, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "ADVISORY COUNCIL" MEANS THE ADVISORY COUNCIL CREATED BY THE OFFICE PURSUANT TO SECTION 27-50-1004 (4).

(2) "BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS" ARE THOSE ORGANIZATIONS THE BHA SELECTS AND CONTRACTS WITH PURSUANT TO PART 4 OF THIS ARTICLE 50.

(3) "CAPACITY-BUILDING CENTER" MEANS THE CAPACITY-BUILDING CENTER CREATED OR PROCURED BY THE BHA PURSUANT TO SECTION 27-50-1011.

(4) "DATA TEAM" MEANS THE DATA AND QUALITY TEAM CREATED BY THE OFFICE PURSUANT TO SECTION 27-50-1010.

(5) "DEPUTY COMMISSIONER" MEANS THE DEPUTY COMMISSIONER OF THE OFFICE, APPOINTED PURSUANT TO SECTION 27-50-1004.

(6) "EARLY AND PERIODIC SCREENING, DIAGNOSTICS, AND TREATMENT" MEANS THE FEDERAL MANDATORY MEDICAID BENEFIT FOR CHILDREN AND YOUTH, AS PROVIDED FOR IN SECTION 25.5-5-102 (1)(g).

(7) "FUNCTIONAL FAMILY THERAPY" MEANS A SHORT-TERM PROGRAM DESIGNED TO ADDRESS RISK AND PROTECTIVE FACTORS TO PROMOTE HEALTHY DEVELOPMENT FOR YOUTH EXPERIENCING BEHAVIORAL OR EMOTIONAL PROBLEMS. FUNCTIONAL FAMILY THERAPY IS TYPICALLY DELIVERED BY THERAPISTS IN HOME AND CLINICAL SETTINGS AND LASTS FROM THREE TO SIX MONTHS.

(8) "IMPLEMENTATION PLAN" MEANS THE SYSTEM OF CARE IMPLEMENTATION PLAN CREATED PURSUANT TO SECTION 27-50-1005.

(9) "IMPLEMENTATION TEAM" MEANS THE TEAM CREATED BY THE OFFICE PURSUANT TO SECTION 27-50-1004 (3) TO DEVELOP THE IMPLEMENTATION PLAN AND OPERATIONALLY OVERSEE AND GUIDE IMPLEMENTATION.

(10) "LEADERSHIP TEAM" MEANS THE LEADERSHIP TEAM CREATED PURSUANT TO SECTION 27-50-1004 (2) AND RESPONSIBLE FOR DECISION-MAKING AND OVERSIGHT OF THE OFFICE.

(11) "MANAGED CARE ENTITY" OR "MCE" MEANS A MANAGED CARE ENTITY RESPONSIBLE FOR THE STATEWIDE SYSTEM OF COMMUNITY BEHAVIORAL HEALTH CARE, AS DESCRIBED IN SECTION 25.5-5-402 (3), AND THAT IS NOT OWNED, OPERATED BY, OR AFFILIATED WITH AN INSTRUMENTALITY, MUNICIPALITY, OR POLITICAL SUBDIVISION OF THE STATE.

(12) "MULTISYSTEMIC THERAPY" OR "MST" MEANS AN INTENSIVE COMMUNITY-BASED, FAMILY-DRIVEN TREATMENT FOR ADDRESSING ANTISOCIAL OR DELINQUENT BEHAVIOR IN YOUTH. MST FOCUSES ON THE ECOLOGY OF THE YOUTH DURING SERVICE DELIVERY TO ADDRESS THE CORE CAUSES OF ANTISOCIAL OR DELINQUENT BEHAVIORS, WITH A FOCUS ON SUBSTANCE USE, GANG AFFILIATION, TRUANCY, EXCESSIVE TARDINESS, VERBAL AND PHYSICAL AGGRESSION, AND LEGAL ISSUES.

(13) "OFFICE" MEANS THE OFFICE OF THE CHILDREN'S BEHAVIORAL HEALTH STATEWIDE SYSTEM OF CARE CREATED PURSUANT TO SECTION

27-50-1004.

(14) "PSYCHIATRIC RESIDENTIAL TREATMENT FACILITY" HAS THE SAME MEANING AS SET FORTH IN SECTION 25.5-4-103.

(15) "SYSTEM OF CARE" MEANS THE CHILDREN'S BEHAVIORAL HEALTH STATEWIDE SYSTEM OF CARE, ESTABLISHED PURSUANT TO THIS PART 10.

(16) "THERAPEUTIC FOSTER CARE" HAS THE SAME MEANING AS SET FORTH IN SECTION 26-6-903.

(17) "TREATMENT FOSTER CARE" HAS THE SAME MEANING AS SET FORTH IN SECTION 26-6-903.

(18) "WRAPAROUND" MEANS A HIGH-FIDELITY, INDIVIDUALIZED, FAMILY-CENTERED, STRENGTHS-BASED, AND INTENSIVE CARE PLANNING AND MANAGEMENT PROCESS USED IN THE DELIVERY OF BEHAVIORAL HEALTH SERVICES FOR A CHILD OR YOUTH LESS THAN TWENTY-ONE YEARS OF AGE WHO HAS A BEHAVIORAL HEALTH DISORDER.

**27-50-1003. Children's behavioral health statewide system of care - established - eligibility - purpose - components - rules.** (1) THE BEHAVIORAL HEALTH ADMINISTRATION, IN PARTNERSHIP WITH THE OFFICE OF CHILDREN, YOUTH, AND FAMILIES IN THE DEPARTMENT OF HUMAN SERVICES; THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING; THE DIVISION OF INSURANCE IN THE DEPARTMENT OF REGULATORY AGENCIES; AND THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL DEVELOP A COMPREHENSIVE CHILDREN'S BEHAVIORAL HEALTH STATEWIDE SYSTEM OF CARE. UPON FULL IMPLEMENTATION OF THE SYSTEM OF CARE, THE SYSTEM OF CARE MUST SERVE AS THE SINGLE POINT OF ACCESS TO ADDRESS THE BEHAVIORAL HEALTH NEEDS OF CHILDREN AND YOUTH IN COLORADO LESS THAN TWENTY-ONE YEARS OF AGE, UNLESS A PARTICULAR SERVICE LIMITS ELIGIBILITY TO A DIFFERENT AGE RANGE. AS COMPONENTS OF THE SYSTEM OF CARE ARE IMPLEMENTED, THE SYSTEM OF CARE MUST INITIALLY SERVE THOSE CHILDREN AND YOUTH RECEIVING MEDICAID OR WHO ARE WITHOUT ANY INSURANCE, BUT CAN BE EXPANDED TO SERVE ADDITIONAL POPULATIONS IN THE FUTURE BASED ON DECISIONS MADE BY THE LEADERSHIP TEAM PURSUANT TO SECTION 27-50-1004.

(2) THE SYSTEM OF CARE SHALL SERVE CHILDREN AND YOUTH LESS THAN TWENTY-ONE YEARS OF AGE WHO HAVE MENTAL HEALTH DISORDERS, SUBSTANCE USE DISORDERS, CO-OCCURRING BEHAVIORAL HEALTH DISORDERS, OR INTELLECTUAL AND DEVELOPMENTAL DISABILITIES.

(3) NOTHING IN THE IMPLEMENTATION PLAN MAY CONFLICT WITH SETTLEMENT DECREES ENTERED INTO BY THE STATE OF COLORADO TO SERVE THE BEHAVIORAL HEALTH NEEDS OF CHILDREN AND YOUTH LESS THAN TWENTY-ONE YEARS OF AGE.

(4) AFTER THE IMPLEMENTATION PLAN IS DEVELOPED, AND SUBJECT TO AVAILABLE APPROPRIATIONS, THE SYSTEM OF CARE MUST INCLUDE, AT A MINIMUM:

(a) STATEWIDE BEHAVIORAL HEALTH STANDARDIZED SCREENING. THE BEHAVIORAL HEALTH STANDARDIZED SCREENING MUST REQUIRE:

(I) THAT BEHAVIORAL HEALTH SCREENINGS ARE AVAILABLE IN PEDIATRIC PRIMARY CARE PROVIDER SETTINGS FOR MEDICAID-ENROLLED CHILDREN AND YOUTH THROUGH THE FEDERAL EARLY AND PERIODIC SCREENING, DIAGNOSIS, AND TREATMENT BENEFIT; AND

(II) THAT BEHAVIORAL HEALTH SCREENINGS ARE AVAILABLE IN SCHOOL SETTINGS FOR MEDICAID-ENROLLED CHILDREN AND YOUTH THROUGH THE FEDERAL EARLY AND PERIODIC SCREENING, DIAGNOSIS, AND TREATMENT BENEFIT;

(b) STATEWIDE BEHAVIORAL HEALTH STANDARDIZED ASSESSMENT. THE ASSESSMENT TOOL, AS DESCRIBED IN SECTION 27-62-103, MUST BE USED, AT A MINIMUM, TO DETERMINE LEVEL OF CARE, INTERVENTION NEED, AND TREATMENT PLANNING. WHEN A CASE MANAGEMENT ENTITY USES THE ASSESSMENT TOOL TO PROVIDE INTENSIVE-CARE COORDINATION WITH HIGH-FIDELITY, WRAPAROUND, AND MODERATE-CARE COORDINATION TO CREATE A TREATMENT PLAN, THE BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATION OR THE MANAGED CARE ENTITY MUST USE THE PLAN TO DETERMINE THE SERVICES OFFERED BY BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS OR MCES THAT WILL BE PROVIDED TO THE CLIENT.

(c) TRAUMA-INFORMED CRISIS SERVICES FOR CHILDREN AND YOUTH, INCLUDING, AT A MINIMUM, MOBILE CRISIS RESPONSE, CRISIS STABILIZATION SERVICES, AND CRISIS RESOLUTION TEAMS. THE MOBILE CRISIS RESPONSE AND

STABILIZATION SERVICE MUST:

(I) REFLECT NATIONAL BEST PRACTICES FOCUSED SOLELY ON CHILDREN AND YOUTH;

(II) ALLOW THE CALLER TO DEFINE WHAT CONSTITUTES A CRISIS FOR THAT CALLER;

(III) PROVIDE SERVICES, WHEN APPROPRIATE, FOR UP TO FORTY-FIVE DAYS, ALONG WITH A ONE-TO-ONE CRISIS STABILIZER WHEN NECESSARY;

(IV) MAKE INITIAL SERVICES AVAILABLE FOR UP TO SEVENTY-TWO HOURS; AND

(V) PROVIDE CRISIS RESOLUTION TEAMS STATEWIDE OR ESTABLISH CONTINUITY BETWEEN A STATEWIDE ARRAY OF CRISIS RESOLUTION TEAM PROVIDERS AND MOBILE CRISIS RESPONSE AND STABILIZATION SERVICE PROVIDERS;

(d) (I) TIERED CARE COORDINATION FOR MODERATE AND INTENSIVE LEVELS OF NEED. THE BHA SHALL ESTABLISH MODERATE-CARE COORDINATION AND, SEPARATELY, INTENSIVE-CARE COORDINATION USING HIGH-FIDELITY WRAPAROUND PRINCIPLES THAT ALIGN WITH THE HIGH-FIDELITY STANDARDS OF A NATIONAL WRAPAROUND INITIATIVE. MODERATE-CARE COORDINATION MUST BE AVAILABLE TO ALL CHILDREN AND YOUTH LESS THAN TWENTY-ONE YEARS OF AGE WHO ARE AT HIGH RISK BUT DO NOT NEED THE INTENSITY OF INTENSIVE-CARE COORDINATION. THE BHA SHALL PROVIDE BOTH TYPES OF CARE COORDINATION USING A CONFLICT-FREE CASE MANAGEMENT ENTITY, AS DEFINED IN SECTION 25.5-6-1702.

(II) TO FACILITATE THE EXPANSION OF COLORADO'S FEDERALLY FUNDED SYSTEM OF CARE MODEL OF INTENSIVE-CARE COORDINATION USING HIGH-FIDELITY WRAPAROUND SERVICES STATEWIDE, THE BHA SHALL:

(A) APPROPRIATE FUNDING THAT CORRESPONDS TO THE AMOUNT OF THE CURRENT FEDERAL SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION GRANT; AND

(B) APPLY FOR ADDITIONAL FUNDING THROUGH THE FEDERAL SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION CHILDREN'S MENTAL HEALTH INITIATIVE GRANT; AND

(III) THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING AND THE BHA SHALL, IN THEIR CONTRACTS WITH MANAGED CARE ENTITIES AND BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS, RESPECTIVELY, REQUIRE THAT EACH ESTABLISH CONTRACTS WITH A CONFLICT-FREE CASE MANAGEMENT ENTITY RESPONSIBLE FOR PROVIDING INTENSIVE-CARE COORDINATION USING HIGH-FIDELITY WRAPAROUND AND MODERATE-CARE COORDINATION;

(e) PARENT AND YOUTH PEER SUPPORT. THE BHA SHALL REVISE AND EXPAND MEDICAID-FUNDED PARENT PEER SUPPORT TO INCLUDE PARENT PEER SUPPORT AND ESTABLISH A YOUTH PEER SUPPORT PROGRAM TO USE IN CONJUNCTION WITH INTENSIVE-CARE COORDINATION USING HIGH-FIDELITY WRAPAROUND AND MODERATE-CARE COORDINATION, MOBILE CRISIS RESPONSE AND STABILIZATION SERVICES, AND INTENSIVE IN-HOME AND COMMUNITY-BASED SERVICES.

(f) INTENSIVE IN-HOME AND COMMUNITY-BASED SERVICES, INCLUDING, BUT NOT LIMITED TO:

(I) FAMILY THERAPY AND INTENSIVE HOME-BASED SERVICES FOR ALL MEDICAID-ELIGIBLE CHILDREN, INCLUDING THOSE WHO ARE WITHOUT A MENTAL HEALTH DIAGNOSIS BUT WHO ARE AT HIGH RISK FOR DEVELOPING SERIOUS BEHAVIORAL HEALTH CHALLENGES BECAUSE OF SPECIFIC RISK FACTORS, SUCH AS MALTREATMENT; EXPOSURE TO DOMESTIC OR INTIMATE PARTNER VIOLENCE; OR HAVING A PARENT OR CAREGIVER WITH SPECIFIC RISK FACTORS, SUCH AS A SUBSTANCE USE DISORDER, SERIOUS MENTAL HEALTH DISORDER, OR A HISTORY OF DOMESTIC OR INTIMATE PARTNER VIOLENCE. THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING SHALL REQUIRE THAT EACH MCE AND THE BHA SHALL REQUIRE EACH BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATION TO PAY FOR THE FAMILY THERAPY AND INTENSIVE HOME-BASED SERVICES.

(II) ACCESS TO SUBSTANCE USE DISORDER SERVICES TO QUALIFYING PERSONS;

(III) ACCESS TO TRAUMA-SPECIFIC SERVICES; AND

(IV) ACCESS TO MULTISYSTEMIC THERAPY AND FUNCTIONAL FAMILY THERAPY;

(g) OUT-OF-HOME TREATMENT SERVICES, INCLUDING, BUT NOT LIMITED TO:

(I) PSYCHIATRIC RESIDENTIAL TREATMENT FACILITIES. PSYCHIATRIC RESIDENTIAL TREATMENT FACILITIES SHALL REVIEW AND DEVELOP OR REVISE CRITERIA AS NECESSARY TO REFLECT NATIONAL BEST PRACTICES, INCLUDING MODELS OF SMALL, COMMUNITY-BASED PSYCHIATRIC RESIDENTIAL TREATMENT FACILITIES THAT ARE TRAUMA-INFORMED, CONNECTED TO COMMUNITY PROVIDERS, AND ENGAGE YOUTH AND FAMILIES IN ALL PROGRAM ASPECTS.

(II) ACCESS TO SUBSTANCE USE DISORDER SERVICES TO QUALIFYING PERSONS; AND

(III) AS DEVELOPED BY THE OFFICE, MECHANISMS TO OVERSEE AND MANAGE INPATIENT PSYCHIATRIC HOSPITALIZATION ADMISSIONS, LENGTHS OF STAY, TRANSITIONS TO STEP-DOWN COMMUNITY SERVICES, AND APPROPRIATE DISCHARGE PLANNING, INCLUDING DISCHARGE TO:

(A) COMMUNITY PSYCHIATRIC INPATIENT CARE;

(B) COMMUNITY PSYCHIATRIC OUTPATIENT CARE;

(C) PSYCHIATRIC RESIDENTIAL TREATMENT FACILITIES;

(D) OTHER RESIDENTIAL TREATMENT CENTERS;

(E) TREATMENT FOSTER CARE AND THERAPEUTIC FOSTER CARE; AND

(F) AN ARRAY OF HOME- AND COMMUNITY-BASED SERVICES; AND

(h) RESPITE SERVICES.

**27-50-1004. System of care - governance and infrastructure - office of the children's behavioral health statewide system of care - established - leadership team - implementation team - advisory council - reports.** (1) THE OFFICE OF THE CHILDREN'S BEHAVIORAL HEALTH STATEWIDE SYSTEM OF CARE IS ESTABLISHED IN THE BHA. THE OFFICE IS THE PRIMARY GOVERNANCE ENTITY FOR THE COMPREHENSIVE CHILDREN'S BEHAVIORAL HEALTH STATEWIDE SYSTEM OF CARE AND IS RESPONSIBLE FOR CONVENING ALL RELEVANT STATE AGENCIES INVOLVED IN THE SYSTEM OF CARE, INCLUDING, BUT NOT LIMITED TO, THE DEPARTMENT OF HUMAN SERVICES OFFICE OF CHILDREN, YOUTH, AND FAMILIES, DIVISION OF CHILD WELFARE, AND DIVISION OF YOUTH SERVICES; THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING; THE DIVISION OF INSURANCE IN THE DEPARTMENT OF REGULATORY AGENCIES; AND THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT. THE OFFICE SHALL CREATE, AT A MINIMUM, TWO STAFF POSITIONS:

(a) A DEPUTY COMMISSIONER, WHO WILL GOVERN THE OFFICE; AND

(b) A PERSON TO WORK WITH COUNTY DEPARTMENTS OF HUMAN AND SOCIAL SERVICES; THE STATE DEPARTMENT OF HUMAN SERVICES; AND THE OFFICE OF CHILDREN, YOUTH, AND FAMILIES, ON ALL CHILD WELFARE-RELATED ISSUES AND CONCERNS.

(2) (a) ON OR BEFORE NOVEMBER 1, 2024, THE OFFICE SHALL CREATE AND CONVENE A LEADERSHIP TEAM RESPONSIBLE FOR DECISION-MAKING AND OVERSIGHT.

(b) THE LEADERSHIP TEAM INCLUDES, BUT IS NOT LIMITED TO:

(I) THE DEPUTY COMMISSIONER;

(II) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(III) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(IV) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(V) THE COMMISSIONER OF THE DEPARTMENT OF EDUCATION, OR THE COMMISSIONER'S DESIGNEE;

(VI) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF EARLY CHILDHOOD, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(VII) THE COMMISSIONER OF INSURANCE, OR THE COMMISSIONER'S DESIGNEE;

(VIII) ONE COUNTY COMMISSIONER FROM EACH OF THE FIVE REGIONS, THE EASTERN DISTRICT, FRONT RANGE DISTRICT, MOUNTAIN DISTRICT, SOUTHERN DISTRICT, AND WESTERN DISTRICT, AS DESIGNATED BY THE STATEWIDE ORGANIZATION THAT REPRESENTS COUNTY COMMISSIONERS, OR THAT COUNTY COMMISSIONER'S DESIGNEE, AND ONE COUNTY COMMISSIONER OR DESIGNEE AT LARGE;

(IX) ONE DIRECTOR OF A COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES, OR THE DIRECTOR'S DESIGNEE, AT LARGE AND AS DESIGNATED BY THE STATEWIDE ORGANIZATION THAT REPRESENTS COUNTY HUMAN AND SOCIAL SERVICES DIRECTORS;

(X) ONE OR MORE FAMILIES OR INDIVIDUALS WITH LIVED EXPERIENCE USING CHILDREN'S OR YOUTHS' BEHAVIORAL HEALTH SERVICES, APPOINTED BY

THE BHA; AND

(XI) ONE OR MORE REPRESENTATIVES FROM A CONSUMER ADVOCACY ORGANIZATION, APPOINTED BY THE BHA.

(c) IN ADDITION TO ITS OVERSIGHT AND DECISION-MAKING DUTIES, THE LEADERSHIP TEAM HAS THE FOLLOWING REPORTING RESPONSIBILITIES:

(I) ON OR BEFORE JULY 1, 2027, TO REPORT TO THE HOUSE OF REPRESENTATIVES HEALTH AND HUMAN SERVICES COMMITTEE AND THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, INCLUDING A RECOMMENDATION WHETHER THE BHA IS THE APPROPRIATE STATE AGENCY TO HOUSE THE OFFICE. THE STATE ENTITY THAT HOUSES THE SYSTEM OF CARE MUST HAVE DEEP PROGRAMMATIC CONTENT EXPERTISE IN CHILDREN'S BEHAVIORAL HEALTH; THE TECHNICAL KNOWLEDGE, CAPACITY, AND AUTHORITY TO OVERSEE AND HOLD ACCOUNTABLE A MANAGED CARE SYSTEM; THE DATA CAPACITY OR READY ACCESS TO SUCH CAPACITY TO TRACK AND REPORT ON KEY INDICATORS AND ENGAGE IN QUALITY IMPROVEMENT ACTIVITIES; THE AUTHORITY AND CAPACITY TO ENGAGE KEY SYSTEM PARTNERS; AND SUFFICIENT STAFFING TO EFFECTIVELY OVERSEE AND MANAGE THE DELIVERY SYSTEM.

(II) ON OR BEFORE JULY 1, 2027, TO DETERMINE WHETHER TO RECOMMEND IF THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING OR THE BHA SHOULD PURSUE PROCUREMENT OF A SINGLE STATEWIDE MCE TO OVERSEE THE SYSTEM OF CARE AND REPORT THAT DETERMINATION TO THE HOUSE OF REPRESENTATIVES HEALTH AND HUMAN SERVICES COMMITTEE AND THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES;

(III) ON OR BEFORE NOVEMBER 30, 2027, TO DETERMINE WHETHER TO EXPAND THE SYSTEM OF CARE TO SERVE CHILDREN AND YOUTH WHO ARE COVERED THROUGH PRIVATE INSURANCE;

(IV) TO EVALUATE THE PERFORMANCE AND EFFECTIVENESS OF THE OFFICE;

(V) TO OVERSEE AND ADVISE THE STRATEGIC DIRECTION OF THE OFFICE; AND

(VI) TO PROVIDE FISCAL OVERSIGHT OF THE OFFICE.

(3) (a) ON OR BEFORE JANUARY 15, 2025, THE OFFICE SHALL CREATE AND CONVENE AN IMPLEMENTATION TEAM THAT SHALL CREATE THE PLAN OUTLINED IN SECTION 27-50-1005.

(b) THE IMPLEMENTATION TEAM INCLUDES, BUT IS NOT LIMITED TO:

(I) THE DEPUTY COMMISSIONER;

(II) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(III) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(IV) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(V) THE BHA COMMISSIONER, OR THE COMMISSIONER'S DESIGNEE;

(VI) THE COMMISSIONER OF INSURANCE, OR THE COMMISSIONER'S DESIGNEE;

(VII) THE COMMISSIONER OF THE DEPARTMENT OF EDUCATION, OR THE COMMISSIONER'S DESIGNEE;

(VIII) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF EARLY CHILDHOOD, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;

(IX) ONE OR MORE COUNTY COMMISSIONERS, AS DESIGNATED BY THE STATEWIDE ORGANIZATION THAT REPRESENTS COUNTY COMMISSIONERS;

(X) ONE OR MORE DIRECTORS OF A COUNTY DEPARTMENT OF HUMAN OR SOCIAL SERVICES, AS DESIGNATED BY THE STATEWIDE ORGANIZATION THAT REPRESENTS COUNTY HUMAN OR SOCIAL SERVICES DIRECTORS;

(XI) ONE OR MORE FAMILIES OR INDIVIDUALS WITH LIVED EXPERIENCE USING CHILDREN'S OR YOUTHS' BEHAVIORAL HEALTH SERVICES, APPOINTED BY THE BHA;

(XII) A REPRESENTATIVE OF THE STATEWIDE ASSOCIATION THAT REPRESENTS CHILD WELFARE AGENCIES, APPOINTED BY THE DIRECTOR OF THE ASSOCIATION;

(XIII) A REPRESENTATIVE OF THE STATEWIDE ASSOCIATION THAT REPRESENTS HOSPITALS, APPOINTED BY THE DIRECTOR OF THE ASSOCIATION; AND

(XIV) A REPRESENTATIVE OF THE STATEWIDE ASSOCIATION THAT REPRESENTS COMPREHENSIVE BEHAVIORAL HEALTH PROVIDERS, APPOINTED BY

THE DIRECTOR OF THE ASSOCIATION.

(c) ON OR BEFORE JANUARY 15, 2026, THE IMPLEMENTATION TEAM SHALL PROVIDE THE FINAL IMPLEMENTATION PLAN TO THE HOUSE OF REPRESENTATIVES HEALTH AND HUMAN SERVICES COMMITTEE, THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, THE JOINT BUDGET COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

(d) THE DEPUTY COMMISSIONER SHALL DESIGNATE MEMBERS FROM THE IMPLEMENTATION TEAM TO MANAGE THE IMPLEMENTATION PROCESS AND ENSURE SUFFICIENT STAFF CAPACITY TO FULFILL THIS DUTY.

(e) ON OR BEFORE JANUARY 15, 2030, THE DEPUTY COMMISSIONER, THE BHA COMMISSIONER, AND THE ADVISORY COUNCIL SHALL PERFORM A REVIEW OF THE IMPLEMENTATION TEAM'S DUTIES AND FUNCTIONS. IF THE DEPUTY COMMISSIONER, THE BHA COMMISSIONER, AND THE ADVISORY COUNCIL COLLECTIVELY DETERMINE THAT THE IMPLEMENTATION TEAM IS NO LONGER NEEDED, IT IS DISBANDED.

(4) ON OR BEFORE JANUARY 15, 2025, THE OFFICE SHALL CREATE AN ADVISORY COUNCIL, COMPOSED OF, AT A MINIMUM, FAMILY AND YOUTH PROVIDERS, LOCAL PARTNERS, COUNTY DEPARTMENTS OF HUMAN OR SOCIAL SERVICES, COUNTY COMMISSIONERS, JUVENILE JUSTICE AGENCIES, UNIVERSITY PARTNERS, FAMILIES OR INDIVIDUALS WITH LIVED EXPERIENCE USING CHILDREN'S OR YOUTHS' BEHAVIORAL HEALTH SERVICES, CONSUMER ADVOCACY ORGANIZATIONS, AND OTHERS. THE ADVISORY COUNCIL MUST REPRESENT THE RACIAL, ETHNIC, CULTURAL, AND GEOGRAPHIC DIVERSITY OF THE STATE AND INCLUDE ONE OR MORE PERSONS WITH A DISABILITY. THE ADVISORY COUNCIL SHALL RECEIVE ROUTINE BRIEFINGS FROM THE DEPUTY COMMISSIONER, THE OFFICE, AND ANY ENTITIES PURSUING BEHAVIORAL HEALTH REFORM EFFORTS. THE ADVISORY COUNCIL MAY PROVIDE FEEDBACK AND ACTIONABLE ITEMS AS A METHOD TO ENSURE ACCOUNTABILITY AND TRANSPARENCY AND PROVIDE DIVERSE COMMUNITY INPUT ON CHALLENGES, GAPS, AND POTENTIAL SOLUTIONS TO INFORM THE BHA'S VISION, STRATEGIC PLAN, AND IMPLEMENTATION OF THE SYSTEM OF CARE. AS APPROPRIATE, THE ADVISORY COUNCIL SHALL ALSO MEET WITH AND RECEIVE INPUT AND FEEDBACK FROM EXISTING POPULATION-SPECIFIC, ENTITY-SPECIFIC, OR OTHER RELEVANT ADVISORY COMMITTEES AND OTHER TASK FORCES WITHIN COLORADO.

**27-50-1005. Implementation plan - components - rules.** (1) THE IMPLEMENTATION PLAN DEVELOPED BY THE IMPLEMENTATION TEAM MUST INCLUDE, BUT IS NOT LIMITED TO:

(a) A PLAN FOR:

(I) STRATEGIC COMMUNICATIONS;

(II) OUTREACH, INFORMATION, AND REFERRAL;

(III) TRAINING, TECHNICAL ASSISTANCE, COACHING, AND WORKFORCE DEVELOPMENT;

(IV) IMPLEMENTING AND MONITORING EVIDENCE-INFORMED AND PROMISING INTERVENTIONS;

(V) ACHIEVING MENTAL HEALTH EQUITY AND ELIMINATING DISPARITIES IN ACCESS, QUALITY OF SERVICES, AND OUTCOMES FOR DIVERSE POPULATIONS; AND

(VI) CREATING A TIMELINE FOR IMPLEMENTING THE FULL CONTINUUM OF BEHAVIORAL HEALTH SERVICES, TAKING INTO ACCOUNT THE TIMING OF THE EXPANSION OF MEDICAID WAIVERS AND SERVICES AND THE AVAILABILITY OF FUNDS COMMENSURATE WITH THE FINDINGS IN THE COST AND UTILIZATION ANALYSIS;

(b) WAYS TO EXPAND THE NETWORK OF INDIVIDUALS ACROSS THE STATE WHO ARE TRAINED IN BEHAVIORAL HEALTH SCREENING TOOLS;

(c) WAYS TO EXPAND SCREENING, INCLUDING THE USE OF APPROPRIATE SCREENING TOOLS, IN PRIMARY CARE AND SCHOOL SETTINGS;

(d) MEANS OF IDENTIFYING WHICH ASSESSMENT TOOLS TO UTILIZE IN VARIOUS CIRCUMSTANCES, INCLUDING COMPREHENSIVE ASSESSMENTS FOLLOWING POSITIVE SCREENING IN PRIMARY CARE AND SCHOOL SETTINGS USING STANDARDIZED SCREENING TOOLS, DURING A MOBILE CRISIS RESPONSE, AND CARE PLANNING FOR POPULATIONS ACCESSING BOTH INTENSIVE-CARE COORDINATION WITH HIGH-FIDELITY WRAPAROUND AND MODERATE-CARE COORDINATION, TAKING INTO ACCOUNT OTHER STATUTORILY DIRECTED EFFORTS TO DEFINE POPULATIONS THAT MUST ACCESS STANDARDIZED ASSESSMENTS. THE IMPLEMENTATION PLAN MUST NOT LIMIT ACCESS TO ASSESSMENTS TO THOSE CHILDREN AND YOUTH SEEKING TREATMENT AT A PSYCHIATRIC RESIDENTIAL TREATMENT FACILITY, QUALIFIED RESIDENTIAL

TREATMENT PROGRAM, OR OTHER OUT-OF-HOME PLACEMENT.

(e) PLANS FOR IDENTIFYING AND CREDENTIALING INDIVIDUALS WHO ADMINISTER THE ASSESSMENT TOOLS, INCLUDING TRAINING, COACHING, AND CERTIFICATION FOR ASSESSORS WHO CONDUCT THE STANDARDIZED ASSESSMENT;

(f) METHODS TO REVISE STATEMENT CERTIFICATION CRITERIA AND ESTABLISH A CHILD- AND YOUTH-SPECIFIC MOBILE CRISIS RESPONSE AND STABILIZATION SERVICE THAT IS AVAILABLE FOR ALL CHILDREN AND YOUTH, REGARDLESS OF PAYOR. A CHILD- AND YOUTH-SPECIFIC MOBILE CRISIS AND STABILIZATION SERVICE MAY BE DESIGNATED WITHIN EXISTING CRISIS TEAMS.

(g) WAYS TO EXPAND CRISIS RESOLUTION TEAMS STATEWIDE, INCLUDING A PLAN TO BUILD CAPACITY AND TRAIN PROVIDERS, WHICH MUST BE INFORMED BY ANY OTHER FEASIBILITY STUDIES FOR THIS PROGRAM;

(h) WAYS TO EXPAND INTENSIVE-CARE COORDINATION USING HIGH-FIDELITY WRAPAROUND AND MODERATE-CARE COORDINATION STATEWIDE, INCLUDING IDENTIFYING THE COSTS, MAXIMIZING MEDICAID, AND SECURING ADDITIONAL FEDERAL GRANT MONEY AND STATE FUNDING SOURCES TO COVER THE EXPANSION;

(i) WAYS TO REVISE THE DEFINITION AND QUALIFICATIONS OF PARENT AND YOUTH PEER SUPPORT TO BE USED IN CONJUNCTION WITH INTENSIVE-CARE COORDINATION USING HIGH-FIDELITY WRAPAROUND AND MODERATE-CARE COORDINATION, MOBILE CRISIS RESPONSE AND STABILIZATION SERVICES, AND INTENSIVE IN-HOME AND COMMUNITY-BASED SERVICES;

(j) MEANS OF IDENTIFYING WHAT INTENSIVE IN-HOME AND COMMUNITY-BASED SERVICES, IN ADDITION TO MULTISYSTEMIC THERAPY AND FUNCTIONAL FAMILY THERAPY AND OTHER EVIDENCE-BASED SERVICES, INCLUDING THOSE THAT ARE BENEFICIAL FOR SPECIFIC AGE BRACKETS, SHOULD BE INCLUDED IN THE ARRAY OF SERVICES OFFERED THROUGH THE SYSTEM OF CARE AND HOW THE OFFICE PERIODICALLY REVIEWS ADDITIONAL AND EMERGING SERVICES THAT MAY BE INCLUDED IN THE FUTURE;

(k) MEANS OF IDENTIFYING WHAT OUT-OF-HOME SERVICES, IN ADDITION TO PSYCHIATRIC RESIDENTIAL TREATMENT FACILITIES, SHOULD BE INCLUDED IN THE ARRAY OF SERVICES OFFERED THROUGH THE SYSTEM OF CARE AND HOW THE OFFICE PERIODICALLY REVIEWS ADDITIONAL AND EMERGING SERVICES THAT MAY BE INCLUDED IN THE FUTURE;

(l) WAYS TO ADDRESS EXPANDING ACCESS TO TRAUMA-SPECIFIC SERVICES AND SUBSTANCE USE DISORDER SERVICES, INCLUDING BUT NOT LIMITED TO DETOX, INPATIENT TREATMENT, RESIDENTIAL TREATMENT, INTENSIVE OUTPATIENT TREATMENT, OUTPATIENT TREATMENT, AND EARLY INTERVENTION;

(m) WAYS TO EXPAND RESPITE SERVICES STATEWIDE;

(n) WAYS TO REMOVE CUMBERSOME PRIOR AUTHORIZATION REQUIREMENTS, SERVICE LOCATION REQUIREMENTS, AND SERVICE LIMITATIONS THAT HAMPER ACCESS TO CHILD BEHAVIORAL HEALTH SERVICES;

(o) WAYS TO WORK WITH THE DIVISION OF INSURANCE IN THE DEPARTMENT OF REGULATORY AGENCIES TO IMPLEMENT A POLICY THAT REQUIRES COMMERCIAL INSURANCE PLANS TO OFFER THE SAME CHILD BEHAVIORAL HEALTH SERVICES AS IN THE "COLORADO MEDICAL ASSISTANCE ACT" PURSUANT TO PART 8 OF ARTICLE 5 OF TITLE 25.5;

(p) WAYS TO EXPAND FUNDING FOR SCHOOL-BASED BEHAVIORAL HEALTH SERVICES, INCLUDING CHILD AND ADOLESCENT HEALTH CENTERS, AND ENSURE THEY MAXIMIZE THE USE OF MEDICAID;

(q) WAYS TO REIMBURSE OR PROVIDE FUNDING OPTIONS TO CONTINUE PAYMENT FOR SERVICES PROVIDED TO FAMILIES WHEN A CHILD BECOMES INELIGIBLE FOR MEDICAID BECAUSE OF HOSPITALIZATION OR DETENTION;

(r) THE CURRENT STATUS OF AND RECOMMENDATION ON WAYS TO IMPROVE ACCESS TO MEDICAID WAIVERS;

(s) RECOMMENDATIONS CONCERNING THE NUMBER OF FULL-TIME EMPLOYEES NEEDED FOR THE OFFICE; AND

(t) RECOMMENDATIONS CONCERNING THE EXPANSION OF FUNDING FOR THE CAPACITY-BUILDING CENTER CREATED IN SUBSECTION (3) OF THIS SECTION.

(2) THE BHA, IN CONSULTATION WITH THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING AND THE OFFICE, SHALL PROMULGATE RULES PURSUANT TO SECTION 27-50-104 ON INTENSIVE IN-HOME AND COMMUNITY-BASED SERVICES TO ALLOW PROVIDERS WHO USE A LICENSED CLINICIAN REGISTERED WITH THE SOCIAL WORK, COUNSELING, MARRIAGE AND FAMILY THERAPY, OR PSYCHOLOGY BOARD TO WORK WITH

PARAPROFESSIONALS, TRAINEES, OR INTERNS. THE OFFICE SHALL DEVELOP GUIDELINES FOR THE PROVIDERS TO USE IN IMPLEMENTING THE RULES.

(3) THE IMPLEMENTATION PLAN MUST INCLUDE THE CREATION OF A CAPACITY-BUILDING CENTER, WHICH MUST RECEIVE AN ANNUAL MINIMUM APPROPRIATION OF TEN MILLION DOLLARS. THE IMPLEMENTATION PLAN MUST DEVELOP, IMPLEMENT, AND FUND, WITHIN AVAILABLE APPROPRIATIONS, THE FOLLOWING:

(a) A STUDENT LOAN FORGIVENESS PROGRAM FOR STUDENTS IN BEHAVIORAL HEALTH DISCIPLINES WHO MAKE A THREE- TO FIVE-YEAR COMMITMENT TO WORK IN SHORTAGE AREAS IN THE SYSTEM OF CARE. THE BHA SHALL PROMULGATE RULES ON OR BEFORE JULY 1, 2026, FOR THE ADMINISTRATION AND IMPLEMENTATION OF THE STUDENT LOAN FORGIVENESS PROGRAM.

(b) PAID INTERNSHIPS AND CLINICAL ROTATIONS IN THE SYSTEM OF CARE AND A DESCRIPTION OF MULTIPLE OPTIONS FOR PAYMENT;

(c) REVISIONS TO GRADUATE MEDICAL EDUCATION PROGRAMS AT COLORADO INSTITUTIONS OF HIGHER EDUCATION TO SUPPORT INTERNSHIPS, RESIDENCIES, FELLOWSHIPS, AND STUDENT PROGRAMS IN CHILD AND YOUTH BEHAVIORAL HEALTH;

(d) A FINANCIAL AID PROGRAM FOR YOUTH TRANSITIONING OUT OF FOSTER CARE WHO WISH TO PURSUE A CAREER IN CHILDREN AND YOUTH BEHAVIORAL HEALTH, DEVELOPED IN PARTNERSHIP WITH COLORADO INSTITUTIONS OF HIGHER EDUCATION AND COMMUNITY COLLEGES; AND

(e) AN EXPANSION OF CURRENT BHA EFFORTS RELATED TO BEHAVIORAL HEALTH APPRENTICESHIPS, INTERNSHIPS, STIPENDS, AND PRE-LICENSURE WORKFORCE SUPPORT SPECIFIC TO SERVICE CHILDREN, YOUTH, AND FAMILIES.

**27-50-1006. Grievance policy.** THE BHA SHALL DEVELOP A STATE-LEVEL PROCESS TO MONITOR, REPORT ON, AND PROMPTLY RESOLVE COMPLAINTS, GRIEVANCES, AND APPEALS, INCLUDING RECIPIENT RIGHTS ISSUES. THE PROCESS MUST BE AVAILABLE TO PROVIDERS, CLIENTS, CASE MANAGEMENT ENTITIES, AND ANYONE ELSE WORKING WITH THE CHILDREN AND YOUTH IN THE SYSTEM OF CARE. THE BHA SHALL PROVIDE AN ANNUAL REPORT TO THE HOUSE OF REPRESENTATIVES HEALTH AND HUMAN SERVICES COMMITTEE AND THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, THAT MAKES RECOMMENDATIONS ON CHANGES TO THE OFFICE BASED ON AN ANALYSIS OF GRIEVANCES.

**27-50-1007. Capacity assessment.** ON OR BEFORE JANUARY 1, 2025, THE BHA SHALL BEGIN, OR CONTRACT FOR, A CAPACITY ASSESSMENT TO DETERMINE THE AVAILABILITY OF EACH TYPE OF SERVICE OFFERED UNDER THE SYSTEM OF CARE AND DESCRIBED IN SECTION 27-50-1003. THE ASSESSMENT MUST BE DETERMINED BY REGION AND BY PAYOR SOURCE. THE ASSESSMENT MUST INCLUDE, BUT NEED NOT BE LIMITED TO, ASSESSING THE AVAILABILITY OF IN-HOME AND COMMUNITY-BASED SERVICES, DETERMINING THE NECESSARY NUMBER OF CRISIS STABILIZATION BEDS THAT WOULD ACCOMPANY CRISIS RESOLUTION TEAMS AND MOBILE CRISIS RESPONSE SERVICES, DETERMINING THE NEED AND CAPACITY OF SUBSTANCE USE DISORDER TREATMENT SERVICES ALONG THE AMERICAN SOCIETY OF ADDICTION MEDICINE CONTINUUM, AND ASSESSING THE NEED AND CURRENT CAPACITY OF BEHAVIORAL HEALTH TRANSITION PROGRAMS ESTABLISHED FOR CHILDREN AND YOUTH PURSUANT TO SECTION 27-66.5-103. THE LEADERSHIP TEAM SHALL REGULARLY REVIEW THE STATUS OF THE ASSESSMENT AND REPORT ITS FINDINGS TO THE HOUSE OF REPRESENTATIVES HEALTH AND HUMAN SERVICES COMMITTEE, THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, AND THE JOINT BUDGET COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, ON OR BEFORE JULY 1, 2025.

**27-50-1008. Cost and utilization analysis - report.** (1) ON OR BEFORE JANUARY 1, 2025, THE BHA SHALL BEGIN, OR CONTRACT FOR, A COST AND UTILIZATION ANALYSIS OF THE POPULATIONS OF CHILDREN AND YOUTH WHO WILL BE INCLUDED IN THE SYSTEM OF CARE. THE COST AND UTILIZATION ANALYSIS MUST INCLUDE AN ANALYSIS OF PAST EXPENDITURES AND UTILIZATION, WHICH WILL INFORM THE ANALYSIS OF THE FULL COST OF IMPLEMENTATION OF THE SYSTEM OF CARE, AND MUST INCLUDE, AT A MINIMUM:

(a) THE TOTAL NUMBER OF CHILDREN AND YOUTH, LESS THAN TWENTY-ONE YEARS OF AGE WHO USE MEDICAID-FINANCED MENTAL HEALTH OR SUBSTANCE USE DISORDER SERVICES;

(b) THE NUMBER OF CHILDREN AND YOUTH WHO USED SERVICES THAT WOULD BE INCLUDED IN THE SYSTEM OF CARE, BROKEN DOWN BY SERVICE TYPE;

(c) THE EXPENDITURES, IN TOTAL AND BY MEAN EXPENSE, FOR EACH SERVICE TYPE USED;

(d) THE UTILIZATION AND EXPENSE PATTERNS FOR THE TOP TEN PERCENT MOST-EXPENSIVE TYPES OF SERVICES OR SITUATIONS;

(e) THE VARIANCE IN USE AND EXPENSE BY AID CATEGORY, GENDER, AGE, RACE OR ETHNICITY, AND GEOGRAPHIC REGION, IN TOTAL AND BY TYPE OF SERVICE USED;

(f) THE VARIANCE IN USE AND EXPENSE BY DIAGNOSIS;

(g) AN ANALYSIS OF THE COST REQUIRED TO SERVE ALL ELIGIBLE CHILDREN AND YOUTH UNDER EACH TYPE OF PAYOR, MEDICAID AND THE UNINSURED SEPARATELY, FOR EACH TYPE OF SERVICE OFFERED UNDER THE SYSTEM OF CARE, AS DESCRIBED IN SECTION 27-50-1003, AND AS INFORMED BY THE CAPACITY ASSESSMENT REQUIRED PURSUANT TO SECTION 27-50-1007; AND

(h) AN ANALYSIS OF THE COST TO EXPAND EACH TYPE OF SERVICE OFFERED UNDER THE SYSTEM OF CARE TO CHILDREN AND YOUTH ON PRIVATE INSURANCE, BUT WHOSE INSURANCE MAY NOT COVER EACH SERVICE.

(2) THE LEADERSHIP TEAM SHALL REGULARLY REVIEW THE STATUS OF THE STUDY AND REPORT ITS FINDINGS TO THE HOUSE OF REPRESENTATIVES HEALTH AND HUMAN SERVICES COMMITTEE, THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, AND THE JOINT BUDGET COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, ON OR BEFORE JULY 1, 2025.

**27-50-1009. Contracts with managed care entities and behavioral health administrative services organizations - reporting - rules.** (1) (a) ON OR BEFORE JULY 1, 2025, THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, IN CONSULTATION WITH THE OFFICE, SHALL ESTABLISH STANDARD AND UNIFORM MEDICAL NECESSITY CRITERIA FOR ALL SYSTEM OF CARE SERVICES, INCLUDING, BUT NOT LIMITED TO, MOBILE CRISIS RESPONSE AND STABILIZATION; CRISIS RESPONSE TEAMS; INTENSIVE-CARE COORDINATION USING HIGH-FIDELITY WRAPAROUND AND MODERATE-CARE COORDINATION; PARENT PEER SUPPORT; YOUTH PEER SUPPORT; RESPITE, INTENSIVE-HOME, AND COMMUNITY-BASED SERVICES, INCLUDING MULTISYSTEMIC THERAPY AND FUNCTIONAL FAMILY THERAPY; SUBSTANCE USE DISORDER SERVICES FOR CHILDREN AND YOUTH; AND OUT-OF-HOME SERVICES, INCLUDING PSYCHIATRIC RESIDENTIAL TREATMENT. THE MEDICAL NECESSITY CRITERIA AND STANDARDS FOR THE SYSTEM OF CARE SERVICES MUST BE THE SAME FOR MCES AND BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS. THE MEDICAL NECESSITY CRITERIA AND STANDARDS FOR SYSTEM OF CARE SERVICES APPLY TO SERVICES PAID FOR BY MEDICAID, THE BHA, AND BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS.

(b) ON OR BEFORE AUGUST 30, 2028, THE BHA AND THE DIVISION OF INSURANCE IN THE DEPARTMENT OF REGULATORY AGENCIES SHALL DETERMINE WHETHER TO RECOMMEND THAT PRIVATE INSURERS BE REQUIRED TO ADOPT THE SAME MEDICAL NECESSITY CRITERIA DEVELOPED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION AND SHALL PROVIDE A REPORT REGARDING THE DETERMINATION TO THE HOUSE OF REPRESENTATIVES HEALTH AND HUMAN SERVICES COMMITTEE AND THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

(2) ON OR BEFORE JULY 1, 2025, THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING SHALL SET STANDARD RATE AND UTILIZATION FLOORS FOR ALL SYSTEM OF CARE SERVICES ACROSS ALL MCES, INCLUDING, BUT NOT LIMITED TO, MOBILE CRISIS RESPONSE AND STABILIZATION; CRISIS RESPONSE TEAMS; INTENSIVE-CARE COORDINATION USING HIGH-FIDELITY WRAPAROUND AND MODERATE-CARE COORDINATION; PARENT PEER SUPPORT; YOUTH PEER SUPPORT; RESPITE, INTENSIVE-HOME, AND COMMUNITY-BASED SERVICES, INCLUDING MULTISYSTEMIC THERAPY AND FUNCTIONAL FAMILY THERAPY; SUBSTANCE USE DISORDER SERVICES FOR CHILDREN AND YOUTH; AND OUT-OF-HOME SERVICES, INCLUDING PSYCHIATRIC RESIDENTIAL TREATMENT. THE BHA SHALL ALIGN ITS RATE AND UTILIZATION FLOORS FOR BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS BASED ON THE RATES AND UTILIZATION FLOORS ESTABLISHED BY THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING PURSUANT TO THIS SUBSECTION (2).

(3) ON OR BEFORE JULY 1, 2025, THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING AND THE BHA SHALL ESTABLISH A STATEWIDE FEE SCHEDULE OR RATE FRAME FOR MEDICAID AND NON-MEDICAID BEHAVIORAL HEALTH SERVICES FOR CHILDREN AND YOUTH, AND INCORPORATE THE FEE SCHEDULE AND RATE FRAME INTO THE MCES' AND BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS' CONTRACTS. THE FEE SCHEDULE

OR RATE FRAME MUST INCREASE RATES AND INCORPORATE ENHANCED RATES OR QUALITY BONUSES FOR EVIDENCE-BASED PRACTICES AND EXTENDED WEEKDAY AND WEEKEND CLINIC HOURS, AND ALLOW MAXIMUM FLEXIBILITY FOR USE OF TELEHEALTH TO EXPAND ACCESS.

(4) (a) EACH MCE AND BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATION SHALL CONTRACT WITH AN ADEQUATE NUMBER OF PROVIDERS WITHIN ACCESSIBLE GEOGRAPHICAL DISTANCES TO FULLY SERVE ITS POPULATION OF CHILDREN AND YOUTH WHO ARE ELIGIBLE FOR THE SYSTEM OF CARE SERVICES, INCLUDING, BUT NOT LIMITED TO, MOBILE CRISIS RESPONSE AND STABILIZATION; CRISIS RESPONSE TEAMS; INTENSIVE- CARE COORDINATION USING HIGH-FIDELITY WRAPAROUND AND MODERATE-CARE COORDINATION; PARENT PEER SUPPORT; YOUTH PEER SUPPORT; RESPITE, INTENSIVE-HOME, AND COMMUNITY-BASED SERVICES, INCLUDING MULTISYSTEMIC THERAPY AND FUNCTIONAL FAMILY THERAPY; SUBSTANCE USE DISORDER SERVICES FOR CHILDREN AND YOUTH; AND OUT-OF-HOME SERVICES, INCLUDING PSYCHIATRIC RESIDENTIAL TREATMENT.

(b) THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING AND THE BHA, INFORMED BY THE IMPLEMENTATION TEAM, SHALL ANNUALLY REVIEW WHETHER ADDITIONAL PROVIDER SPECIALIZATIONS, INCLUDING THOSE THAT ARE BENEFICIAL FOR SPECIFIC AGE BRACKETS, INCLUDING THE BIRTH TO FIVE YEARS OF AGE POPULATION, SHOULD BE INCLUDED IN THE MCES' AND BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS' CONTRACTS AND OFFERED BY THE SYSTEM OF CARE. EACH MCE AND BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATION SHALL REPORT THE NUMBER OF PROVIDERS IN EACH CATEGORY, THE UTILIZATION OF EACH PROVIDER, AND THE AVAILABILITY OF IN-PERSON SERVICES COMPARED TO TELEHEALTH SERVICES.

(c) WHILE AN MCE OR BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATION MAY CONTRACT FOR TELEHEALTH SERVICES, IT SHALL PROVIDE IN-PERSON SERVICES THAT ARE ACCESSIBLE WITHIN AND OUTSIDE OF THE GEOGRAPHIC CATCHMENT AREA WHEN APPROPRIATE, BASED ON AN INDIVIDUAL'S TREATMENT PLAN.

(d) THE BHA, IN CONSULTATION WITH THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, SHALL PROMULGATE RULES TO ESTABLISH A DEFINITION OF ADEQUATE PROVIDERS WITHIN ACCESSIBLE GEOGRAPHICAL DISTANCES. THE DEFINITION MUST TAKE INTO ACCOUNT GEOGRAPHICAL AREAS WITHIN AN MCE'S OR BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATION'S REGION AND CONSIDER HOW FAR FAMILIES AND CLINICIANS MUST TRAVEL TO ACCESS OR DELIVER SERVICES.

(5) EACH MCE OR BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATION SHALL CONTRACT WITH OR HAVE SINGLE-USE AGREEMENTS WITH EVERY QUALIFIED RESIDENTIAL TREATMENT FACILITY OR PSYCHIATRIC RESIDENTIAL TREATMENT FACILITY THAT IS LICENSED IN COLORADO.

(6) THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING AND THE BHA SHALL CLARIFY, IN CONTRACTS WITH MCES OR BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS, RESPECTIVELY, THAT THE SERVICES AVAILABLE IN THE SYSTEM OF CARE APPLY TO ALL CHILDREN OR YOUTH WHO MEET ELIGIBILITY CRITERIA, REGARDLESS OF OTHER SYSTEM INVOLVEMENT, SUCH AS CHILD WELFARE OR JUVENILE JUSTICE.

**27-50-1010. Data collection and quality monitoring - data and quality team.** (1) THE OFFICE, ADVISED BY STATE AND COUNTY PARTNERS, PROVIDERS, AND RACIALLY, ETHNICALLY, CULTURALLY, AND GEOGRAPHICALLY DIVERSE FAMILY AND YOUTH REPRESENTATIVES, SHALL DEVELOP AND ESTABLISH A DATA AND QUALITY TEAM. THE DATA TEAM SHALL, AT A MINIMUM:

(a) IDENTIFY KEY INDICATORS OF QUALITY AND PROGRESS;

(b) IDENTIFY DATA REQUIREMENTS THAT CREATE DUPLICATION OR INEFFECTUAL REPORTS;

(c) IDENTIFY BARRIERS TO DATA SHARING AND STRATEGIES TO RESOLVE THOSE BARRIERS; AND

(d) DETERMINE HOW THE BUSINESS INTELLIGENCE DATA MANAGEMENT AND DATA SYSTEM WILL SUPPORT MEANINGFUL DATA COLLECTION AND SHARING TO FACILITATE THE IMPLEMENTATION OF THE SYSTEM OF CARE.

(2) THE DATA TEAM SHALL, AT A MINIMUM, TRACK AND REPORT ANNUALLY ON:

(a) CHILD AND YOUTH BEHAVIORAL HEALTH SERVICE UTILIZATION AND EXPENDITURES ACROSS THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING; MCES; THE BHA AND BEHAVIORAL HEALTH ADMINISTRATIVE

SERVICES ORGANIZATIONS; SCHOOL-BASED HEALTH CENTERS; AND CHILD WELFARE, JUVENILE JUSTICE, AND INTELLECTUAL AND DEVELOPMENTAL DISABILITIES;

(b) THE TYPE OF SERVICES PROVIDED, DISAGGREGATED BY GENDER, AGE, RACE AND ETHNICITY, AID CATEGORY, DIAGNOSIS CATEGORY, AND REGION; AND

(c) ACCESS BY VARIABLES AND PROGRESS OVER TIME, WITH PARTICULAR ATTENTION TO RACIAL, ETHNIC, AND GEOGRAPHIC DISPARITIES, AND DISPARITIES IN ACCESS FOR CHILDREN AND YOUTH IN FOSTER CARE.

(3) THE DATA TEAM SHALL MEASURE AND MONITOR KEY DATA POINTS THAT DEMONSTRATE THE EFFICACY OF THE SYSTEM OF CARE, INCLUDING, BUT NOT LIMITED TO, SERVICE UTILIZATION, MEDICAL NECESSITY DENIALS, QUALITY, OUTCOMES, EQUITY, AND COST. THE MEASUREMENT AND MONITORING MUST ANALYZE THE ENTIRE SYSTEM OF CARE WHILE ALSO CAPTURING SPECIFIC DATA BY REGION, OVERSIGHT ENTITY, POPULATION TYPE, SERVICE TYPE, PAYOR, AND DEMOGRAPHIC CATEGORIES.

(4) THE BHA SHALL DEVELOP MEASURABLE TARGETS TO USE FOR EXPANDING THE AVAILABILITY AND UTILIZATION OF THE FOLLOWING SERVICES:

(a) MOBILE CRISIS RESPONSE AND INTENSIVE STABILIZATION SERVICES;

(b) INTENSIVE IN-HOME AND COMMUNITY-BASED SERVICES;

(c) INTEGRATED CO-OCCURRING TREATMENT FOR ADOLESCENT SUBSTANCE USE DISORDERS;

(d) OUT-OF-HOME SERVICES;

(e) PARENT PEER SUPPORT;

(f) YOUTH PEER SUPPORT;

(g) RESPITE CARE; AND

(h) INTENSIVE-CARE COORDINATION USING HIGH-FIDELITY WRAPAROUND AND MODERATE-CARE COORDINATION.

(5) THE BHA SHALL CREATE A MAP, SEARCHABLE BY SERVICE TYPE AND COUNTY, THAT DEPICTS WHERE EACH SERVICE REQUIRED BY THE SYSTEM OF CARE EXISTS BY PROVIDER, WHETHER EACH PROVIDER ACCEPTS NEW PATIENTS, AND WHAT FORMS OF PAYMENT THE PROVIDER ACCEPTS.

(6) THE BHA, IN CONSULTATION WITH THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, SHALL ESTABLISH, REQUIRE, AND MONITOR TIMELINES AND REPORTING REQUIREMENTS FOR COMPLETION OF CURRENT MCE AND BEHAVIORAL HEALTH ADMINISTRATIVE SERVICES ORGANIZATIONS SERVICE ELIGIBILITY AND AUTHORIZATION REQUESTS.

**27-50-1011. Workforce development - capacity-building center - training.** (1) THE BHA, ADVISED BY THE OFFICE, SHALL ESTABLISH OR PROCURE A CAPACITY-BUILDING CENTER. THE CAPACITY-BUILDING CENTER SHALL TRAIN, COACH, AND CERTIFY PROVIDERS OF THE ARRAY OF SERVICES OFFERED THROUGH THE SYSTEM OF CARE.

(2) THE CAPACITY-BUILDING CENTER SHALL, AT A MINIMUM, PROVIDE TRAINING, COACHING, AND CERTIFICATION RELATED TO THE USE OF BEHAVIORAL HEALTH SCREENING AND ASSESSMENT TOOLS TO SUPPORT A UNIFORM ASSESSMENT PROCESS AND TRAINING IN TRAUMA-INFORMED CARE TO STAFF AT RELEVANT STATE AGENCIES.

(3) THE CAPACITY-BUILDING CENTER, IN PARTNERSHIP WITH COLORADO'S NUMEROUS FAMILY- AND YOUTH-RUN ORGANIZATIONS, SHALL DEVELOP, IMPLEMENT, MONITOR, AND EVALUATE THE EXTENT TO WHICH PROVIDERS THROUGHOUT THE STATE ARE INCORPORATING PRINCIPLES OF FAMILY-DRIVEN AND YOUTH-GUIDED CARE BY USING THE ASSESSMENT TOOLS.

(4) THE BHA, THROUGH ITS CAPACITY-BUILDING CENTER, SHALL:

(a) DEVELOP A TRAIN-THE-TRAINER APPROACH TO EXPAND WORKFORCE UNDERSTANDING OF EVIDENCE-BASED AND BEST PRACTICES AND ESTABLISH A CHILDREN'S BEHAVIORAL HEALTH PROVIDER LEARNING COMMUNITY TO FOSTER PEER-TO-PEER CAPACITY BUILDING ACROSS PRACTITIONERS AND PROVIDERS;

(b) OFFER TRAINING AND OTHER STRATEGIES TO EXPAND THE NUMBER OF BEHAVIORAL HEALTH PROVIDERS IN RURAL AND OTHER UNDERSERVED COMMUNITIES; AND

(c) UTILIZE THE REPORTS CREATED PURSUANT TO SECTION 27-50-1009 (2), (3), AND (4) TO TARGET ITS INVESTMENT TO BUILD CAPACITY IN THE REGIONS IDENTIFIED AS LACKING CAPACITY.

(5) THE CAPACITY-BUILDING CENTER SHALL WORK WITH RURAL HEALTH CLINICS AND FEDERALLY QUALIFIED HEALTH CENTERS TO EXPAND THEIR CAPACITY TO PROVIDE BEHAVIORAL HEALTH SERVICES TO CHILDREN AND YOUTH.

**27-50-1012. System of care website - public education and outreach.** (1) THE BHA SHALL DEVELOP A WEBSITE TO PROVIDE REGULARLY UPDATED INFORMATION TO FAMILIES, YOUTH, PROVIDERS, STAFF, SYSTEM PARTNERS, AND OTHERS REGARDING THE GOALS, PRINCIPLES, ACTIVITIES, PROGRESS, AND TIMELINES FOR THE SYSTEM OF CARE. THE WEBSITE MUST INCLUDE KEY PERFORMANCE DASHBOARD INDICATORS; CHANGES IN ACCESS BY THE CHILD WELFARE POPULATION; CHANGES IN ACCESS DISPARITIES BETWEEN RACIAL, ETHNIC, AND REGIONAL GROUPS; AND CHANGES IN ACCESS TO INTENSIVE-CARE COORDINATION USING HIGH-FIDELITY WRAPAROUND AND MODERATE-CARE COORDINATION.

(2) THE BHA AND THE OFFICE SHALL USE THE CAPACITY-BUILDING CENTER TO FURTHER ORIENT AND EDUCATE PROVIDERS, SYSTEM PARTNERS, FAMILIES, YOUTH, AND OTHERS ABOUT THE SYSTEM OF CARE IMPLEMENTATION GOALS AND ACTIVITIES, INCLUDING CONDUCTING A EDUCATION CAMPAIGN.

(3) THE BHA AND OFFICE SHALL PROVIDE FUNDING TO STATE AND LOCAL FAMILY- AND YOUTH-RUN ORGANIZATIONS TO SUPPORT AWARENESS CAMPAIGNS AND TO ENGAGE FAMILIES AND YOUTH IN PLANNING AND PARTICIPATION IN ALL ASPECTS OF THE SYSTEM OF CARE.

(4) THE BHA AND OFFICE SHALL SUPPORT A STATEWIDE EFFORT TO ORIENT AND EDUCATE KEY STAKEHOLDERS, INCLUDING PROVIDERS, FAMILIES, YOUTH, MCES, COURTS, AND PARTNER AGENCIES, REGARDING THE GOALS AND ACTIVITIES OF THE SYSTEM OF CARE.

(5) THE BHA AND OFFICE SHALL PROVIDE REGULAR OUTREACH TO, AND EDUCATION OF, YOUTH AND FAMILIES REGARDING AVAILABLE SERVICES AND HOW TO ACCESS THEM.

**SECTION 2. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".

Agriculture & Natural Resources

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
MINED LAND RECLAMATION BOARD

for terms expiring March 1, 2027:

William Baker of Colorado Springs, Colorado, to serve as a member with experience in agriculture, appointed;

Karn Stiegelmeier of Silverthorne, Colorado, to serve as a member with experience in conservation, appointed;

Eleanor Irene Wareham-Morris of Breckenridge, Colorado, to serve as a member with substantial experience in the mining industry, reappointed.

Agriculture & Natural Resources

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

MEMBERS OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2024:

Vinay Patidar of Denver, Colorado, to serve as a representative of the tourism-related retail industry and small business, occasioned by the resignation of Wanda James of Denver, Colorado, appointed;

for terms expiring June 1, 2027:

Daniel Pirrallo of Steamboat Springs, Colorado, to serve as a representative of the hotel, motel, and lodging industry and as a representative of a small town, appointed;

Amber Blake of Durango, Colorado, to serve as a representative of a tourism-related transportation industry, appointed;

Dana Rodriguez of Westminster, Colorado, to serve as a representative of the food, beverage, and restaurant industry, appointed.

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **HB24-1032** 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 **SB24-126** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 2, after line 1 insert:

"**SECTION 1. Legislative declaration.** (1) The general assembly hereby finds and declares that:

(a) Over the last sixty years, Colorado families have conserved over three million three hundred thousand acres of working farms, ranches, and private lands across the state;

(b) Since 2000, Colorado has proactively invested in conservation through the conservation easement tax credit program;

(c) The conservation easement tax credit program incentivizes private landowners to voluntarily protect their properties, which creates public benefits to Colorado's lands, waters, wildlife, and people.

(d) The benefits of conservation are unique and wide-ranging. Conservation has contributed significantly to the protection of wildlife habitat, critical wetlands, urban open space, and working farms and ranches.

(e) The conservation easement tax credit program has aided Colorado in reducing its carbon emissions and accomplishing its biodiversity goals, while supporting rural economic resiliency, benefiting all Coloradans;

(f) In pursuit of greater equity in conservation, it is crucial to enhance programs that promote public benefits for all Coloradans; and

(g) Equity in conservation requires ongoing collaboration with private landowners, state and federal public land managers, and counties and municipalities. Underscoring and investing in the inclusion of underserved communities, tribes, and historically marginalized land interests will further amplify these efforts.

(2) Therefore, it is in the best interests of Coloradans to enhance the conservation easement tax credit program.".

Renumber succeeding sections.

Page 2 , line 2, after "12-15-103," insert "**amend** (1) introductory portion, (1)(d) introductory portion, (1)(d)(I), and (I)(d)(II);" and strike "(8)" and substitute, "(1)(a) and (8); **add** (I)(d)(III) and (I)(d)(IV)".

Page 2, strike line 5 and substitute "**created.** (1) There is created in the division a conservation easement oversight commission, referred to in this article 15 as the "commission". The commission is a **type 2** entity, as defined in section 24-1-105, and exercises its powers and performs its duties and functions under the division. The commission consists of ~~eight~~ NINE members as follows:

(a) ~~One member representing the great outdoors Colorado program, appointed by and serving as an advisory, nonvoting member at the pleasure of the state board of the great outdoors Colorado trust fund established in article XXVII of the state constitution;~~

(d) ~~Three~~ FIVE voting members appointed by the governor as follows:

(I) Two voting representatives of certified conservation easement holders; ~~and~~

(II) A voting individual who is competent and qualified to analyze the conservation purpose of conservation easements; ~~and~~

(III) A VOTING INDIVIDUAL WHO MEETS THE DEFINITION OF "SOCIALLY DISADVANTAGED FARMER OR RANCHER" IN 7 U.S.C. SEC. 2279; AND

(IV) A VOTING INDIVIDUAL WHO REPRESENTS GREAT OUTDOORS COLORADO; AND

(8) ~~This section is repealed, effective July 1, 2026.~~".

Page 3, line 5, strike "(2.5);" and substitute "(2.5) and (4)(a)(II.7);".

Page 3, line 5, strike "(1)(c), (7.3) and".

Page 3, strike line 7 and substitute "**definitions.**".

Page 3, strike lines 8 through 17.

Page 3, line 24, strike "The division shall issue a".

Page 3, strike line 25 and substitute: "~~The division shall issue a certificate for the claims received in the order submitted.~~ THE DIVISION OF CONSERVATION IN THE DEPARTMENT OF REGULATORY AGENCIES MUST PRIORITIZE AND ISSUE TAX CREDIT CERTIFICATES IN THE ORDER IN WHICH IT RECEIVES CLAIMS. THE DIVISION OF CONSERVATION MUST STAMP EACH CLAIM WITH THE DATE AND TIME IT RECEIVES THE CLAIM AND SHALL REVIEW A CLAIM ON THE BASIS OF THE ORDER IN WHICH THE CLAIM WAS SUBMITTED BY DATE AND TIME. DISAPPROVED CLAIMS LOSE THEIR PRIORITY IN THE REVIEW PROCESS. After certificates".

Page 4, line 7, strike "certificates in excess of the amounts".

Page 4, strike lines 8 and 9.

Page 4, line 10, strike "year." and substitute "certificates. ~~in excess of the amounts specified in this subsection (2.5), except that no more than fifteen million dollars in claims shall be placed on the wait list in any given calendar year~~".

Page 4, after line 19 insert:

"(4) (a) (II.7) For a conservation easement in gross created in accordance with article 30.5 of title 38 that is donated on or after January 1, 2021, to a governmental entity or a charitable organization described in section 38-30.5-104 (2), the credit provided for in subsection (2) of this section is an amount equal to ninety percent of the fair market value of the donated portion of such conservation easement in gross when created; except that in no case shall the credit exceed five million dollars per donation. Credits shall be issued in increments of no more than one million five hundred thousand dollars per year. Credits for easements donated in a prior year are eligible for tax credit certificates in subsequent years in order of ~~application~~ PRIORITY and before new applications. ~~and those credit applications, if any, on the wait list~~".

Page 4, strike lines 20 through 27.

Strike page 5.

Page 6, strike lines 1 through 10.

Finance

After consideration on the merits, the Committee recommends that **SB24-146** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 17, strike "OR EQUAL TO".

Page 3, lines 19 and 20, strike "OR EQUAL TO ONE HUNDRED FIFTY" and substitute "ONE HUNDRED TWENTY-FIVE".

Page 4, line 3, strike "FIFTY" and substitute "SEVENTY-FIVE".

Page 4, line 5, strike "FIFTY" and substitute "SEVENTY-FIVE".

Page 4, line 6, strike "TEN" and substitute "TWENTY".

Page 4, line 12, strike "TWENTY-FIVE" and substitute "FIFTY".

Page 4, line 14, strike "TWENTY-FIVE" and substitute "FIFTY".

Page 4, line 15, strike "TEN" and substitute "TWENTY".

Page 5, line 10, strike "PART" and substitute "ARTICLE".

Page 5, line 13, strike "OR EQUAL TO".

Page 5, line 14, strike "OR EQUAL TO".

Page 5, line 15, strike "FIFTY" and substitute "TWENTY-FIVE".

Page 5, line 18, strike "PART" and substitute "ARTICLE".

Finance

After consideration on the merits, the Committee recommends that **SB24-114** be postponed indefinitely.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB24-135** 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, lines 2 and 3, strike "10-16-134, **amend** (2)" and substitute "**repeal** 10-16-134".

Page 4, strike lines 5 through 10 and substitute "**- definition.** ~~(1) On or before March 1, 2009, and on or before March 1 each year thereafter, each carrier shall submit to the division a list of the average reimbursement rates, either statewide or by geographic area, as defined by rule of the commissioner pursuant to section 10-16-104.9, for the average inpatient day or the average reimbursement rate for the twenty-five most common inpatient procedures based upon the most commonly reported diagnostic-related groups.~~

~~(2) (a) The commissioner shall post the information submitted pursuant to subsection (1) of this section on the division's website.~~

~~(b) The division shall ensure that the website and information is easy to navigate, contains consumer-friendly language, and fulfills the intent of this section.~~

~~(3) For purposes of this section, "diagnostic-related group" means the classification assigned to an inpatient hospital service claim based on the patient's age and sex, the principal and secondary diagnoses, the procedures performed, and the discharge status.~~".

Page 4, line 11, after "**repeal**" insert "(14) and".

Page 4, line 14, after "**definitions.**" insert "(14) ~~On or before March 1 of each year, each carrier shall submit information to the commissioner, in a form and manner determined by the commissioner, concerning the use of out-of-network providers and out-of-network facilities by covered persons and the impact on premium affordability for consumers.~~".

Page 5, strike lines 16 through 27.

Strike page 6.

Page 7, strike lines 1 through 15.

Renumber succeeding sections accordingly.

Page 7, line 16, strike "**repeal**" and substitute "**amend**".

Page 7, line 18, strike "~~On~~".

Page 7, strike lines 19 through 27.

Page 8, strike lines 1 through 8 and substitute "On or before December 1 of each year, ~~it shall be the duty of~~ the district attorney and the county attorney ~~to~~ SHALL make a written report to the ~~governor of the state~~ JUDICIARY COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR THEIR SUCCESSOR COMMITTEES, stating the number of reports, provided for in section 14-7-101, received from the courts of the county or state and the nature and result of any action directed in this ~~article~~ ARTICLE 7 by such officers respectively to recover from such parents the expenses of the care and maintenance of such children. If no action has been taken, such report shall detail the reason for the failure of the officer to take action. ~~It is the duty of~~ The county commissioners ~~to~~ SHALL pay any court costs or other expenses necessary for the prosecution of any suit provided for in this ~~article~~ ARTICLE 7. Nothing in this ~~article~~ ARTICLE 7 shall be construed to repeal any law of this state concerning the responsibility of parents to support their children, ~~or~~ providing for the punishment of parents or other persons responsible for the delinquency or dependency of children, or providing for the punishment of any parents for the nonsupport of their children; and nothing in such law shall prevent proceedings under this ~~article~~ ARTICLE 7 in any proper case.".

Page 8, after line 20 insert:

"**SECTION 5.** In Colorado Revised Statutes, 19-3-304.5, **amend** (6) as follows:

**19-3-304.5. Emergency possession of certain abandoned children - definition.** (6) Notwithstanding section 24-1-136 (11)(a)(I), the state department of human services shall submit an annual report to the general assembly ~~beginning January 1, 2001,~~ NOT LATER THAN MARCH 1 that compiles the monthly reports, required pursuant to subsection (5) of this section, of the number of children abandoned pursuant to this section.".

Page 11, after line 27 insert:

"**SECTION 8.** In Colorado Revised Statutes, 23-1-105.5, **amend** (2)(a) as follows:

**23-1-105.5. Duties and powers of the commission with respect to student fees - report on tuition and fees.** (2) (a) On or before January 15, 2018, and ~~on or before January 15 each year~~ ANNUALLY thereafter, the department shall report to the joint budget committee and the education committees of the house of representatives and the senate, or any successor committees, concerning the governing boards' fee policies, the collection and use of student fees, and tuition rates.".

Renumber succeeding sections accordingly.

Page 17, line 13, strike "**repeal**" and substitute "**amend**".

Page 17, strike lines 16 through 22 and substitute: "**grant program - report - definition.** (4) (a) On or before November 1, 2019, and on or before November 1 each year thereafter, the division shall ~~include an update~~ PREPARE A REPORT regarding the effectiveness of the grant program ~~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~~ AND POST THE REPORT ON ITS WEBSITE.".

Page 17, line 23, strike "~~(b)~~" and substitute "(b)".

Page 17, line 25, strike "**repeal**" and substitute "**amend**".

Page 18, strike lines 1 through 6 and substitute: "**- rules - report - definition - repeal.** (4) (a) The division shall ~~include an update~~ ANNUALLY PREPARE A REPORT regarding the effectiveness of the grant program ~~in its annual report to the members of the applicable committees of reference in the senate and the 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~~ AND POST THE REPORT ON ITS WEBSITE.".

Page 18, line 7, strike "~~(b)~~" and substitute "(b)".

Page 18, line 9, strike "**repeal**" and substitute "**amend**".

Page 18, strike lines 12 through 19 and substitute: "**community partnerships grant program - created - report - rules - fund - definitions - repeal.** (6) (b) (II) Beginning with the 2023 regular legislative session and each ~~regular legislative session~~ YEAR thereafter, the department shall ~~include a summarized report~~ PREPARE A REPORT of the activities of the grant program ~~in the department's annual presentation to the committees of reference pursuant to section 2-7-203 Notwithstanding section 24-1-136 (11)(a)(I), the reporting requirements set forth in this section continue indefinitely~~ AND POST THE REPORT ON ITS WEBSITE.".

Page 22, line 25, after "**amend**" insert "(1), (3), and".

Page 23, line 2, strike "(4)(a) Beginning ~~October 1, 2021~~ JULY 1," and substitute "(1) On or before October 1, 2021, the state department shall consult with the behavioral health administration in the department of human services, residential treatment providers, and MCEs to develop standardized utilization management processes to determine medical necessity for residential and inpatient substance use disorder treatment. The processes must incorporate the ~~most recent edition~~ VERSION of "The ASAM Criteria" ~~for Addictive, Substance-related, and Co-occurring Conditions~~ USED BY THE STATE DEPARTMENT and align with federal medicaid payment requirements.

(3) On or before January 1, 2022, each MCE's notice of an adverse benefit determination must demonstrate how each dimension of the ~~most recent edition~~ VERSION of "The ASAM Criteria" ~~for Addictive, Substance-related, and Co-occurring Conditions~~ USED BY THE STATE DEPARTMENT was considered when determining medical necessity.

(4)(a) Beginning ~~October 1, 2021~~ JULY 1,".

Page 25, line 16, strike "(3)(b)" and substitute "(3)(b); and **add** (3)(c)".

Page 25, line 21, strike "committees" and substitute "~~committees~~ COMMITTEE".

Page 25, after line 25 insert:

"(c) ON OR BEFORE AUGUST 30, 2024, AND ON OR BEFORE AUGUST 30 OF EACH YEAR THEREAFTER FOR THE FOLLOWING THREE YEARS, THE DEPARTMENT SHALL REPORT TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE, OR THEIR SUCCESSOR COMMITTEES, ON THE PILOT PROGRAM, INCLUDING THE GRANTS AWARDED, THE NUMBER OF CHILDREN, FAMILIES, AND CAREGIVERS SERVED, AND A RECOMMENDATION FOR THE FUTURE IMPLEMENTATION OF THE PROGRAM.".

Page 29, after line 27 insert:

"**SECTION 38.** In Colorado Revised Statutes, 33-10-109, **amend** (1)(g) as follows:

**33-10-109. Powers and duties of director.** (1) It is the duty of the director to:

(g) (I) Obtain from powersports vehicle manufacturers the engine rotations per minute needed to conduct the SAE J1287, as defined in section 25-12-102, ~~C.R.S.~~, and to make the information available to law enforcement agencies in Colorado;

(II) Provide, at the director's discretion, training programs to local law enforcement agencies concerning the enforcement of section 25-12-110 (1) and (2); ~~C.R.S.~~ AND

(III) Cooperate with federal agencies, Colorado agencies, and political subdivisions of Colorado to enforce section 25-12-110 (1) and (2). ~~C.R.S.; and~~

(IV) ~~Issue an annual report, by January 15 of each year, to the executive director and the agriculture, livestock, and natural resources committee of the house of representatives and the agriculture, natural resources, and energy committee of the senate, or any successor committees, containing the following information:~~

~~(A) The results of a survey of federal, state, and local governments to ascertain the success of the cooperation, education, training, and enforcement components of this paragraph (g) and section 25-12-110, C.R.S.;~~

~~(B) The expenditures of moneys appropriated for providing training and purchasing of equipment to enforce section 25-12-110 (1) and (2), C.R.S., and any other sources of funding, public or private, for the implementation of this act deemed important by the director; and~~

~~(C) The progress and status of the cooperation efforts required by subparagraph (III) of this paragraph (g).~~".

Renumber succeeding sections accordingly.

Page 31, strike lines 14 through 22 and substitute:

"**SECTION 42. Safety clause.** The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions.".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB24-109** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 19, strike "2025." and substitute "2027.".

Page 3, strike lines 6 through 14 and substitute:

"**SECTION 4. Safety clause.** The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions.".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB24-060** be referred to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB24-1093** 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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## MESSAGE FROM THE HOUSE

February 22, 2024
Mr. President:

The House has passed on Third Reading and returns herewith SB24-051.

The House has adopted and returns herewith SJR24-007.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1227, amended as printed in House Journal, February 21, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES

February 22, 2024
We herewith transmit:

Without comment, as amended, HB24-1227.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**HB24-1094** by Representative(s) Lukens and Soper; also Senator(s) Roberts and Will--Concerning earnest money deposits received after the real estate commission has approved a developer's subdivision registration, and, in connection therewith, allowing the use of developer subdivision earnest money deposits by accredited investors.
Local Government & Housing

**HB24-1097** by Representative(s) Taggart and Weissman; also Senator(s) Fields and Gardner--Concerning occupational credentialing for military families.
State, Veterans, & Military Affairs

**HB24-1100** by Representative(s) Vigil; also Senator(s) Jaquez Lewis--Concerning a requirement that a coroner be certified by the American board of medicolegal death investigators or the American board of pathology in forensic pathology.
Local Government & Housing

**HB24-1130** by Representative(s) Daugherty and Lynch; also Senator(s) Lundeen and Hansen--Concerning protecting the privacy of an individual's biometric data.
Judiciary

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On motion of Majority Leader Rodriguez, 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

**SJR24-010** by Senator(s) Liston and Buckner; also Representative(s) Hartsook--Concerning the recognition of Colorado's special relationship with Taiwan.

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

| YES | 31 | NO | 0 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Coleman, Cutter, Danielson, Exum, Fenberg, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Smallwood, Sullivan, Van Winkle, Will, and Zenzinger.

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Senate in recess. Senate reconvened.

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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:

**HB24-1042** by Representative(s) Snyder and Taggart, Hamrick, Kipp, Wilson; also Senator(s) Kolker and Van Winkle, Hansen, Sullivan--Concerning technical corrections to the statutes that govern fire and police pensions.

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

| YES | 30 | NO | 1 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Exum, Mullica, and Priola.

**HB24-1016** by Representative(s) Lieder and Armagost, Evans; also Senator(s) Kolker and Van Winkle--Concerning emergency communication services, and, in connection therewith, defining the term "emergency communications specialist" and clarifying the scope of the currently authorized use of certain emergency telecommunications service charge revenue for training and services rendered by an emergency communications specialist, other public safety answering point personnel, and other essential emergency personnel.

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

| YES | 31 | NO | 0 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Buckner, Cutter, Ginal, Gonzales, Jaquez Lewis, Liston, Marchman, Priola, Rodriguez, and Will.

## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1091** by Representative(s) Brown and Titone; also Senator(s) Cutter and Jaquez Lewis--Concerning prohibiting restrictions on the use of fire-hardened building materials in residential real property.

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

| YES | 24 | NO | 7 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Michaelson Jenet, and Priola.

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Committee of the Whole

On motion of Senator Hinrichsen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Hinrichsen was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**HB24-1047** by Representative(s) McCormick and Catlin, McLachlan; also Senator(s) Roberts and Simpson, Bridges, Pelton B., Pelton R.--Concerning the scope of practice for veterinary technicians, and, in connection therewith, directing the state board of veterinary medicine to promulgate rules regarding the supervision of and the delegation of certain tasks to veterinary technicians, veterinary technician specialists, or other personnel by a licensed veterinarian and establishing a veterinary technician specialist designation.

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

| YES | 31 | NO | 0 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1047.

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Committee of the Whole

On motion of Senator Hinrichsen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

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## 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:

**SCR24-001** by Senator(s) Danielson and Fields, Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Weissman, deGruy Kennedy--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning allowing Colorado lawmakers to pass laws that permit victims of childhood sexual abuse to bring a civil claim for the sexual abuse regardless of when the sexual abuse occurred.

Laid over until Monday, February 26, retaining its place on the calendar.

**HB24-1048** by Representative(s) McCormick and Martinez, McLachlan; also Senator(s) Ginal and Pelton B., Pelton R., Simpson--Concerning the provision of veterinary services through telehealth.

Amendment No. 1(L.003), by Senator Pelton B.

Amend reengrossed bill, page 4, strike lines 10 and 11 and substitute "THAT IS NOT INTENDED TO DIAGNOSE,".

Page 6, line 2, strike "DIAGNOSIS" and substitute "DIAGNOSIS BUT MAY INCLUDE THE PROVISION OF TELE-ADVICE.".

Page 8, line 17, strike "ONLY" and substitute "EXCEPT AS PROVIDED IN SUBSECTION (3) OF THIS SECTION, ONLY".

Page 8, after line 25 insert:

"(3) IN ACCORDANCE WITH SECTION 12-315-105 (2)(b), A LICENSED VETERINARIAN WHO DOES NOT HAVE AN ESTABLISHED VETERINARIAN-CLIENT-PATIENT RELATIONSHIP WITH AN ANIMAL AND ITS OWNER MAY USE TELEMEDICINE TO ADMINISTER, DISTRIBUTE, OR DISPENSE A PRESCRIPTION DRUG THAT HAS BEEN PRESCRIBED BY ANOTHER LICENSED VETERINARIAN WHO HAS AN ESTABLISHED VETERINARIAN-CLIENT-PATIENT RELATIONSHIP.".

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

**SB24-073** by Senator(s) Smallwood and Rodriguez; also Representative(s) Velasco--Concerning a change to the maximum number of employees that an employer may employ to qualify as a small employer for health-care insurance coverage.

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

**SB24-083** by Senator(s) Smallwood and Coleman; also Representative(s) Luck--Concerning the emergency possession of certain relinquished children in newborn safety devices.
Health & Human Services

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 21, page(s) 279-280 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

On motion of Senator Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 31 | NO | 0 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-073, SB24-083 as amended, HB24-1048 as amended.
Laid over until February 26: SCR24-001.

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SB24-029.

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## MESSAGE FROM THE HOUSE

February 23, 2024
Mr. President:

The House has passed on Third Reading and returns herewith SB24-058 and SB24-030.

The House has adopted and transmits herewith HJR24-1017, as printed in House Journal, February 23, 2024.

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Senate in recess. Senate reconvened.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Monday, February 26, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

48th Legislative Day — Monday, February 26, 2024

Prayer — By the chaplain, Pastor Marlon Saunders, Hope City Church of Colorado, Aurora.

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

Roll Call — Present--32
Excused--3, Gardner, Winter, Zenzinger
Present later--2, Gardner, Winter

Quorum — The President announced a quorum present.

Pledge — By Senator Mullica.

Approval of the Journal — On motion of Senator Pelton, B., the Journal of Friday, February 23, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SB24-073 and 083; SJR24-010.
**Correctly Revised:** HB24-1047 and 1048.
**Correctly Rerevised:** HB24-1016, 1042, and 1091.
**Correctly Enrolled:** SB24-030, 051, and 058.

---

On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for a moment of personal privilege by Senator Hansen.

---

Senate in recess. Senate reconvened.

---

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

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On motion of Majority Leader Rodriguez, 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 Gardner.

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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:

**HB24-1047** by Representative(s) McCormick and Catlin, McLachlan; also Senator(s) Roberts and Simpson, Bridges, Pelton B., Pelton R.--Concerning the scope of practice for veterinary technicians, and, in connection therewith, directing the state board of veterinary medicine to promulgate rules regarding the supervision of and the delegation of certain tasks to veterinary technicians, veterinary technician specialists, or other personnel by a licensed veterinarian and establishing a veterinary technician specialist designation.

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

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

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

Co-sponsor(s) added: Danielson, Fields, Ginal, Hansen, Kirkmeyer, Liston, Marchman, Michaelson Jenet, Priola, and Will.

## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1048** by Representative(s) McCormick and Martinez, McLachlan; also Senator(s) Ginal and Pelton B., Pelton R., Simpson--Concerning the provision of veterinary services through telehealth.

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

| YES | 31 | NO | 2 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | N | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | E |
| Fields | N | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Bridges, Danielson, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Marchman, Roberts, Van Winkle, and Will.

---

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

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**SB24-073** by Senator(s) Smallwood and Rodriguez; also Representative(s) Velasco and Titone--Concerning a change to the maximum number of employees that an employer may employ to qualify as a small employer for health-care insurance coverage.

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

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | E |
| Fields | Y | Liston | Y | Roberts | N | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Ginal, Hansen, Kirkmeyer, Mullica, and Priola.

**SB24-083** by Senator(s) Smallwood and Coleman; also Representative(s) Luck and Bacon--Concerning the emergency possession of certain relinquished children in newborn safety devices.

Laid over until Tuesday, February 27, retaining its place on the calendar.

---

On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (**SCR24-001** and **SB24-035**) of Monday, February 26 was laid over until Tuesday, February 27, retaining its place on the calendar.

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## CONSIDERATION OF RESOLUTIONS

**SJR24-009** by Senator(s) Fenberg and Lundeen, Rodriguez; also Representative(s) McCluskie and Pugliese, Duran--Concerning changes to the Joint Rules of the Senate and House of Representatives regarding workplace policies.

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

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Marchman, Michaelson Jenet, Mullica, Pelton B., Priola, Roberts, Smallwood, and Winter F.

**SR24-002** by Senator(s) Fenberg and Lundeen, Rodriguez; --Concerning changes to the rules of the Senate regarding access to documents related to a complaint under the Workplace Harassment Policy.

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

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Marchman, Michaelson Jenet, Mullica, Priola, Roberts, Smallwood, and Winter F.

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

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

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

effective January 1, 2024, for terms expiring December 31, 2027:

Maia A. Babbs of Golden, Colorado, reappointed;

Shashwata Prateek Dutta of Denver, Colorado, reappointed.

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

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MEMBERS OF THE
ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for terms expiring August 24, 2027:

Joseph Redmond of Hayden, Colorado, reappointed;

Trisha Stiles of Aurora, Colorado, reappointed.

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

## CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

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

for a term expiring June 30, 2027:

Indira Duggirala of Highlands Ranch, Colorado, appointed.

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

## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SJR24-007.

## MESSAGE FROM THE HOUSE

February 26, 2024
Mr. President:

The House has adopted and transmits herewith HJR24-1018, and amended as printed in House Journal, February 26, 2024

Senate in recess. Senate reconvened.

## MESSAGE FROM THE HOUSE

February 26, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB24-002, amended as printed in House Journal, February 26, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB24-1170, amended as printed in House Journal, February 23, 2024, and amended on Third Reading as printed in House Journal, February 26, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1080, HB24-1079, and HB24-1119, amended as printed in House Journal, February 26, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES

February 26, 2024
We herewith transmit:

Without comment, as amended, HB24-1170, 1080, 1079, and 1119.
Without comment, as amended, SB24-002.

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## INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

**HJR24-1017** by Representative(s) Soper and Weissman; also Senator(s) Will and Roberts–Concerning renaming bridge I-04-K on U.S. highway 50 over the Gunnison river as the "Brigadier General Felix Sparks Memorial Bridge".

Laid over until Tuesday, February 27.

**HJR24-1018** by Representative(s) McCluskie; also Senator(s) Roberts–Concerning the water clarity of Grand Lake, Colorado's largest and deepest natural lake.

Laid over until Tuesday, February 27.

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## INTRODUCTION OF MEMORIALS

The following memorial was read by title:

**SJM24-001** by Senator(s) Bridges; also Representative(s) Froelich–Memorializing Senator Martha Ezzard.

Laid over until Thursday, March 7.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**SB24-167** by Senator(s) Ginal and Smallwood; --Concerning portable requirements for direct-care health-care workers in assisted living residences.
Health & Human Services

**SB24-168** by Senator(s) Roberts and Simpson, Michaelson Jenet; also Representative(s) McCluskie and Martinez, Young--Concerning remote monitoring services for medicaid members.
Health & Human Services

**SB24-169** by Senator(s) Exum; --Concerning public employees' retirement association job classifications for state employees whose duties relate to wildfire mitigation.
Business, Labor, & Technology

**SB24-170** by Senator(s) Zenzinger and Kirkmeyer; also Representative(s) McLachlan--Concerning the America 250 - Colorado 150 commission.
State, Veterans, & Military Affairs

**HB24-1098** by Representative(s) Mabrey and Duran, Bacon, Brown, deGruy Kennedy, Epps, Garcia, Hernandez, Herod, Jodeh, Joseph, Lieder, Lindsay, Lindstedt, Martinez, Mauro, Ortiz, Parenti, Ricks, Rutinel, Sirota, Story, Titone, Velasco, Vigil, Weissman, Willford; also Senator(s) Gonzales and Hinrichsen--Concerning protections for residential tenants, and, in connection therewith, requiring cause for the eviction of a residential tenant.
Local Government & Housing

**HB24-1227** by Representative(s) Weissman and Soper, Wilson; also Senator(s) Gardner and Gonzales, Hansen, Roberts--Concerning implementation of the committee on legal services' recommendations in connection with legislative review of state agencies' rules.
Legal Services

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SR24-002, SB24-030, and 051.

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On motion of Senator Fields, the Senate adjourned until 9:00 a.m., Tuesday, February 27, 2024.

Approved:

Robert Rodriguez
Senate Majority Leader

Attest:

Cindi L. Markwell
Secretary of the Senate

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

49th Legislative Day Tuesday, February 27, 2024

Prayer — By the chaplain, Pastor Dan File.

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

Roll Call — Present--35

Quorum — The President announced a quorum present.

Pledge — By Senator Mullica.

Approval of the Journal — On motion of Senator Pelton, B., the Journal of Monday, February 26, 2024 was approved as corrected by the Secretary.

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## COMMITTEE OF REFERENCE REPORTS

Education — The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for a term expiring December 31, 2024:

Steven Trujillo of Pueblo, Colorado, to serve as a Democrat and member from the Third Congressional District, occasioned by the resignation of Garrison Ortiz of Pueblo, Colorado, appointed;

for a term expiring December 31, 2025:

Yolanda Ortega of Westminster, Colorado, to serve as an Democrat and member from the Eighth Congressional District, occasioned by the resignation of Melanie Kruger of Thornton, Colorado, appointed;

for terms expiring December 31, 2026:

Charles Brad Rupert of Arvada, Colorado, to serve as an Unaffiliated and member from the Seventh Congressional District, appointed;

effective January 1, 2024, for terms expiring December 31, 2027:

Tatiana Hernandez of Longmont, Colorado, appointed;

Catherine Shull of Fort Morgan, Colorado, reappointed.

Education — The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD

effective July 2, 2023, for terms expiring July 1, 2027:

Christine Smith of Lakewood, Colorado, to serve as a representative of a private occupational school, appointed;

JoAnn Stevens of Parker, Colorado, to serve as a representative of a private occupational school, reappointed.

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

MEMBER OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2026:

Robin Singer of Englewood, Colorado, to serve as a representative of the Department of Education, occasioned by the resignation of Rachael Victoria Lovendahl of Fort Collins, Colorado, appointed.

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

MEMBER OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2025:

Adrienne Benavidez of Denver, Colorado, to serve as a representative of the public, occasioned by the resignation of Bradford Geiger of Highlands Ranch, Colorado, appointed.

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

MEMBERS OF THE
STATE BOARD OF PAROLE

for terms expiring June 30, 2026:

Dr. LaKisha Sharp of Pasadena, California, to serve as a citizen member, appointed;

Greg Saiz of Wheat Ridge, Colorado, to serve as a member with experience in parole or probation, reappointed.

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

MEMBER OF THE
STATE BOARD OF PAROLE

for a term expiring June 30, 2026:

Catherine Rodriguez of Denver, Colorado, to serve as a citizen member, occasioned by the resignation of Dr. Davis Talley of Aurora, Colorado, appointed.

Judiciary

After consideration on the merits, the Committee recommends that **SB24-119** 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 15, strike "INCLUDES" and substitute "INCLUDES, BUT IS NOT LIMITED TO,".

Page 3, line 2, strike "INCLUDES" and substitute "INCLUDES, BUT IS NOT LIMITED TO,".

Page 3, after line 3 insert:

"**SECTION 3.** In Colorado Revised Statutes, 19-1-103, **add** (128.5) as follows:

**19-1-103. Definitions.** As used in this title 19 or in the specified portion of this title 19, unless the context otherwise requires:

(128.5) "SPECIAL IMMIGRANT JUVENILE STATUS FINDINGS" INCLUDES:

(a) DECLARING THE CHILD DEPENDENT OR PLACING THE CHILD IN THE CUSTODY OF AN INDIVIDUAL, AGENCY, OR DEPARTMENT AS APPOINTED BY THE COURT;

(b) DETERMINING THAT REUNIFICATION OF THE CHILD WITH ONE OR BOTH PARENTS IS NOT VIABLE DUE TO ABUSE, NEGLECT, ABANDONMENT, OR A SIMILAR BASIS FOUND PURSUANT TO STATE LAW. FOR PURPOSES OF THIS SECTION, "ABANDONMENT" INCLUDES, BUT IS NOT LIMITED TO, THE DEATH OF ONE OR BOTH PARENTS.

(c) DETERMINING THAT IT IS NOT IN THE BEST INTERESTS OF THE CHILD TO BE RETURNED TO THE CHILD'S OR PARENTS' PREVIOUS COUNTRY OF NATIONALITY OR COUNTRY OF LAST HABITUAL RESIDENCE.".

Renumber succeeding sections accordingly.

Page 3, lines 7 and 8, strike "~~or~~ (1)(g), OR (1)(n)" and substitute "or (1)(g)".

Page 3, line 8, strike "findings" and substitute "SPECIAL IMMIGRANT JUVENILE STATUS findings, AS DEFINED IN SECTION 19-1-103,".

Page 3, line 9, strike "law," and substitute "law.".

Page 3, strike lines 10 through 21.

Page 4, line 16, strike "INCLUDES" and substitute "INCLUDES, BUT IS NOT LIMITED TO,".

Page 5, line 11, strike "INCLUDES" and substitute "INCLUDES, BUT IS NOT LIMITED TO,".

Judiciary

After consideration on the merits, the Committee recommends that **HB24-1013** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Trans-portation & Energy

After consideration on the merits, the Committee recommends that **SB24-133** be postponed indefinitely.

Trans-portation & Energy

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

MEMBER OF THE
ORPHANED WELLS MITIGATION ENTERPRISE BOARD

effective September 2, 2023, for a term expiring September 1, 2026:

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

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-167, 168, 169, and 170; SJM24-001.
**Correctly Engrossed:** SJR24-009; SR24-002.
**Correctly Reengrossed:** SB24-073.
**Correctly Rerevised:** HB24-1047 and 1048.
**Correctly Enrolled:** SJR24-007.

---

On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of memorials.

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## CONSIDERATION OF MEMORIALS

**SM24-001** by Senator(s) Roberts, Gardner; --Memorializing former Senator Hugh C. Fowler.

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

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

---

Senate in recess. Senate reconvened.

---

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

---

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:

**SB24-083** by Senator(s) Smallwood and Coleman; also Representative(s) Luck and Bacon--Concerning the emergency possession of certain relinquished children in newborn safety devices.

On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, **SB24-083** was laid over until Thursday, May 9.

(For further action, see Reconsideration of Last Senate Action on **SB24-083**, page 337-338.)

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Committee of the Whole

On motion of Senator Mullica, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Mullica was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**HB24-1032** by Representative(s) Lynch and Duran, Catlin, Martinez, McLachlan; also Senator(s) Ginal and Will--Concerning an extension of the time for implementation of the wild horse population management program.

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

**SB24-135** by Senator(s) Buckner; also Representative(s) Brown--Concerning the modification of state agency and department reporting requirements.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. (Printed in Senate Journal, February 23, page(s) 311-314 and placed in members' bill files.)

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

**HB24-1093** by Representative(s) Armagost and Martinez; also Senator(s) Hinrichsen--Concerning granting provisional peace officer certification to a person who was authorized as a peace officer in the 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 Mullica, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-135 as amended, HB24-1032, HB24-1093.

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Committee of the Whole

On motion of Senator Mullica, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Mullica was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS

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

**SCR24-001** by Senator(s) Danielson and Fields, Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Weissman, deGruy Kennedy--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning allowing Colorado lawmakers to pass laws that permit victims of childhood sexual abuse to bring a civil claim for the sexual abuse regardless of when the sexual abuse occurred.

Laid over until Monday, March 4, retaining its place on the calendar.

**SB24-060** by Senator(s) Kirkmeyer and Ginal, Michaelson Jenet, Rich, Zenzinger; also Representative(s) Hartsook, Bradfield, Jodeh--Concerning exempting certain drugs from the purview of the Colorado prescription drug affordability review board.

Laid over until Monday, March 11, retaining its place on the calendar.

**SB24-115** by Senator(s) Michaelson Jenet; also Representative(s) Young--Concerning requirements to practice as a mental health professional.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 23, page(s) 295-296 and placed in members' bill files.)

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

**SB24-035** by Senator(s) Pelton B. and Fields; also Representative(s) Winter T.--Concerning strengthening the enforcement of human trafficking for servitude.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 22, page(s) 287 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Fields.

Amend the Judiciary Committee Report, dated February 21, 2024, page 1, line 11, strike "and (2)(b)" and substitute "(2)(b), and (2.5)".

Page 1 of the committee report, line 24, strike "18-1.3-406.".". and substitute "18-1.3-406."

Page 1 of the committee report, after line 24, insert:
"(2.5) It is an affirmative defense to a charge pursuant to subsection (2) of this section if the person being charged can demonstrate by a preponderance of the evidence that, at the time of the offense, he or she was a victim of human trafficking for sexual servitude who was forced or coerced into engaging in the human trafficking ~~of minors~~ for sexual servitude pursuant to subsection (2) of this section.".".

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:SB24-035 as amended, SB24-115 as amended
Laid over until Monday, March 4: SCR24-001.
Laid over until Monday, March 11: SB24-060.

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## CONSIDERATION OF RESOLUTIONS

**HJR24-1017** by Representative(s) Soper and Weissman; also Senator(s) Will and Roberts--Concerning renaming bridge I-04-K on U.S. highway 50 over the Gunnison river as the "Brigadier General Felix Sparks Memorial Bridge".

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

**HJR24-1018** by Representative(s) McCluskie; also Senator(s) Roberts--Concerning the water clarity of Grand Lake, Colorado's largest and deepest natural lake.

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

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## CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

**SB24-002** by Senator(s) Roberts; also Representative(s) McCluskie and Frizell--Concerning the authority of a local government to establish a property tax incentive program to address an area of specific local concern related to the use of real property in the government's jurisdiction, and, in connection therewith, authorizing counties and municipalities to offer limited property tax credits or rebates to incentive program participants.

Senator Roberts moved that the Senate concur in House amendments to **SB24-002**, as printed in House journal, February 23, page(s) 419. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

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

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

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

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

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

MEMBERS OF THE
MINED LAND RECLAMATION BOARD

for terms expiring March 1, 2027:

William Baker of Colorado Springs, Colorado, to serve as a member with experience in agriculture, appointed;

Karn Stiegelmeier of Silverthorne, Colorado, to serve as a member with experience in conservation, appointed;

Eleanor Irene Wareham-Morris of Breckenridge, Colorado, to serve as a member with substantial experience in the mining industry, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2024:

Vinay Patidar of Denver, Colorado, to serve as a representative of the tourism-related retail industry and small business, occasioned by the resignation of Wanda James of Denver, Colorado, appointed;

for terms expiring June 1, 2027:

Daniel Pirrallo of Steamboat Springs, Colorado, to serve as a representative of the hotel, motel, and lodging industry and as a representative of a small town, appointed;

Amber Blake of Durango, Colorado, to serve as a representative of a tourism-related transportation industry, appointed;

Dana Rodriguez of Westminster, Colorado, to serve as a representative of the food, beverage, and restaurant industry, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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## RECONSIDERATION OF LAST SENATE ACTION ON SB24-083

**SB24-083** by Senator(s) Smallwood and Coleman; also Representative(s) Luck and Bacon--Concerning the emergency possession of certain relinquished children in newborn safety devices.

Having voted on the prevailing side, Minority Leader Lundeen moved for reconsideration of the last Senate action, the motion to lay over **SB24-083** until Thursday, May 9.

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## ROLL CALL VOTE ON RECONSIDERATION OF LAST SENATE ACTION ON SB24-083

**SB24-083** by Senator(s) Smallwood and Coleman; also Representative(s) Luck and Bacon--Concerning the emergency possession of certain relinquished children in newborn safety devices.

Minority Leader Lundeen requested a roll call vote on the reconsideration of the motion to lay over **SB24-083** until Thursday, May 9.

| YES | 16 | NO | 19 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | Y | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | Y |
| Fields | N | Liston | Y | Roberts | Y | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

Less than a majority of all members elected to the Senate having voted in the affirmative, reconsideration was **denied**.

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: **HB24-1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215.**

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, February 28, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

50th Legislative Day Wednesday, February 28, 2024

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

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

Roll Call — Present--33
Excused--2, Michaelson Jenet, Smallwood
Present later--1, Smallwood

Quorum — The President announced a quorum present.

Pledge — By Senator Mullica.

Approval of the Journal — On motion of Senator Pelton, B., the Journal of Tuesday, February 27, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SB24-035, 115, and 135; SM24-001.
**Correctly Revised:** HB24-1032 and 1093; HJR24-1017 and 1018.
**Correctly Enrolled:** SB24-002; SR24-002.

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## COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology — After consideration on the merits, the Committee recommends that **SB24-155** be referred to the Committee of the Whole with favorable recommendation.

Finance — After consideration on the merits, the Committee recommends that **SB24-047** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 11, after line 17 insert:

"**SECTION 9.** In Colorado Revised Statutes, 25-20.5-103, **add** (3) as follows:

**25-20.5-103. Prevention services division - creation.** (3) THE DIVISION SHALL LEVERAGE EXISTING ASSESSMENT TOOLS, WITH INPUT AND FEEDBACK FROM THE COLORADO SUBSTANCE USE DISORDERS PREVENTION COLLABORATIVE CREATED IN SECTION 25-20.5-1802, TO IDENTIFY SUBSTANCE USE DISORDER PREVENTION SERVICES GAPS IN AREAS OF HIGHEST LOCAL NEEDS, INCLUDING COMMUNITY-ORIENTED, CHILDREN-ORIENTED, YOUTH-ORIENTED, AND FAMILY-ORIENTED PREVENTION SERVICES FOR PURPOSES OF THE SUBSTANCE USE DISORDER PREVENTION GAP GRANT PROGRAM PURSUANT TO ARTICLE 59 OF THIS TITLE 25.".

Renumber succeeding sections accordingly.

Page 11, strike lines 19 and 20 and substitute "**amend** (2)(h) and (2)(i); and **add** (2)(j) as follows:".

Page 12, strike lines 2 through 20 and substitute:

"(j) PROVIDE INPUT AND FEEDBACK TO THE DEPARTMENT REGARDING THE SUBSTANCE USE DISORDER PREVENTION GAP GRANT PROGRAM PURSUANT TO SECTION 25-59-103 (4).".

Page 19, strike lines 22 and 23 and substitute:

"(c) BY DIRECTING THE DIVISION TO LEVERAGE EXISTING ASSESSMENT TOOLS WITH INPUT AND FEEDBACK FROM THE PREVENTION COLLABORATIVE".

Page 19, line 24, strike "ASSESSMENT TOOL".

Page 20, strike line 6 and substitute "25-20.5-103 (3).".

Page 20, line 9, strike "SERVICES." and substitute "SERVICES, A FEDERALLY RECOGNIZED TRIBE WITH JURISDICTION IN THE STATE OF COLORADO, OR A COMMUNITY ORGANIZATION OPERATING WITHIN A TRIBAL JURISDICTION WITH THE EXPLICIT PERMISSION OF THAT JURISDICTION'S TRIBAL GOVERNMENT.".

Page 21, lines 3 and 4, strike "DECEMBER 31, 2024." and substitute "MARCH 31, 2025.".

Page 21, strike lines 5 through 15.

Renumber succeeding subsections accordingly.

Page 21, strike lines 16 through 20 and substitute:

"(3) (a) THE DEPARTMENT SHALL SEEK INPUT AND FEEDBACK FROM THE PREVENTION COLLABORATIVE CONCERNING THE AWARDING OF GRANTS.".

Page 21, line 22, strike "TWO-YEAR".

Page 21, line 23, strike "THE RECOMMENDATIONS OF" and substitute "INPUT AND FEEDBACK FROM".

Page 22, line 8, strike "PROGRAM." and substitute "PROGRAM, WHICH APPROPRIATION INCLUDES THE AMOUNT OF THE GRANTS AND THE ADMINISTRATIVE COSTS OF THE DEPARTMENT TO IMPLEMENT THE GRANT PROGRAM. THE ADMINISTRATIVE COSTS MUST NOT EXCEED TEN PERCENT OF THE TOTAL APPROPRIATION.".

Page 24, line 9, strike "THE SUPPLEMENTAL".

Page 24, strike line 10.

Page 24, line 11, strike "OF TITLE 26;".

Finance After consideration on the merits, the Committee recommends that **SB24-144** be postponed indefinitely.

Finance After consideration on the merits, the Committee recommends that **SB24-032** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB24-141** be referred to the Committee on Appropriations with favorable recommendation.

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

MEMBER OF THE
COLORADO RACING COMMISSION

for a term expiring July 1, 2027:

Dr. Kjersten Davis, DVM, of Montrose, Colorado, an Unaffiliated from the Third Congressional District, to serve as a veterinarian, appointed.

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

MEMBERS OF THE
COLORADO BANKING BOARD

effective July 2, 2023, for terms expiring July 1, 2027:

Glen Jammaron of Glenwood Springs, Colorado, to serve as a representative of bankers, and as a representative who resides west of the continental divide, reappointed;

Sarah J. Auchterlonie of Denver, Colorado, to serve as a representative of the public, reappointed;

Lora Rose of Falcon, Colorado, to serve as a representative of bankers, and as a representative of a bank having less than one hundred fifty million dollars in total assets, appointed.

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

MEMBER OF THE
COLORADO BANKING BOARD

for a term expiring July 1, 2025:

Kimberly Gardner of Centennial, Colorado, to serve as an executive officer of a trust company, occasioned by the resignation of Laura Gene Miller of Littleton, Colorado, appointed.

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

MEMBER OF THE
COLORADO LOTTERY COMMISSION

effective July 2, 2023, for a term expiring July 1, 2027:

William John Clayton of Littleton, Colorado, to serve as a representative of law enforcement and an Unaffiliated, reappointed.

Finance After consideration on the merits, the Committee recommends that **SB24-111** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 15, strike "ONE HUNDRED THOUSAND DOLLARS" and substitute "FIFTY PERCENT OF THE FIRST TWO HUNDRED THOUSAND DOLLARS OF THAT ACTUAL VALUE".

Page 7, line 25, after "QUALIFIED FOR" insert "AND RECEIVED".

Page 9, line 7, strike "REAL" and substitute "A UNIT OF REAL".

Page 9, line 8, strike "THAT CONTAINS A UNIT" and substitute "AND".

Page 17, lines 5 and 6, strike "OCTOBER 10, 2025, AND OCTOBER 10" and substitute "SEPTEMBER 10, 2025, AND SEPTEMBER 10".

Page 19, line 2, strike "AN APPLICATION" and substitute "A WRITTEN PROTEST".

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB24-094** 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 17, after "**repeal**" insert "(4) and".

Page 4, after line 12 insert:

"(4) ~~"Electronic notice" means notice by electronic mail or an electronic portal or management communications system that is available to both a landlord and a tenant.~~".

Page 4, line 26, strike "LODGING." and substitute "LODGING ESTABLISHMENT.".

Page 5, line 12, strike "OR OTHER DEVICE".

Page 6, line 17, after "AND" insert "THAT THE LANDLORD WILL MAINTAIN THE RESIDENTIAL PREMISES AS FIT FOR HUMAN HABITATION.".

Page 7, line 15, strike "OR".

Page 7, line 18, strike "EVENT." and substitute "EVENT; OR

(V) LEASES A RESIDENTIAL PREMISES TO A TENANT AND THE RESIDENTIAL PREMISES IS IN AN UNINHABITABLE CONDITION AT THE INCEPTION OF THE TENANT'S OCCUPANCY.".

Page 9, line 5, strike "MAY" and substitute "SHALL".

Page 9, line 7, strike "TENANT," and substitute "TENANT AND MAY REQUIRE PROMPT CORRESPONDENCE AND GOOD FAITH COOPERATION WITH".

Page 10, line 27, after "INCLUDE" insert "AT LEAST".

Page 12, line 14, after "ANY" insert "UNINHABITABLE CONDITION OR".

Page 13, line 9, strike "SECTION;" and substitute "SECTION, INCLUDING THE LANDLORD'S OBLIGATION TO PROVIDE THE TENANT A COMPARABLE DWELLING UNIT OR HOTEL ROOM AT NO COST TO THE TENANT;".

Page 14, line 8, strike "SECTION 38-12-505 (1)" and substitute "SUBSECTION (2)(a) OF THIS SECTION".

Page 15, line 17, after "NOTICE" insert "AT ANY TIME".

Page 16, line 25, strike "THE LANDLORD" and substitute "NOTWITHSTANDING SECTION 38-12-103, THE LANDLORD".

Page 18, after line 16 insert:

"(13) (a) A LANDLORD SHALL NOT REQUIRE A TENANT TO SUBMIT AN INSURANCE CLAIM WITH THE TENANT'S RENTAL INSURANCE CARRIER TO COVER A COST OR EXPENSE RELATED TO REMEDIAL ACTION THAT THE LANDLORD IS RESPONSIBLE FOR PAYING UNDER THIS PART 5.

(b) A LANDLORD IS PROHIBITED FROM FILING A CLAIM WITH A TENANT'S RENTAL INSURANCE CARRIER TO COVER A COST OR EXPENSE RELATED TO

REMEDIAL ACTION THAT THE LANDLORD IS RESPONSIBLE FOR PAYING UNDER THIS PART 5 WITHOUT EXPRESS WRITTEN PERMISSION FROM THE TENANT PROVIDED AT THE TIME THE CLAIM IS SUBMITTED.

(14) A LANDLORD SHALL HIRE A PROFESSIONAL, AS DEFINED IN SECTION 38-12-104 (3), TO REMEDY OR REPAIR A HAZARDOUS CONDITION RELATED TO GAS PIPING, GAS FACILITIES, GAS APPLIANCES, OR OTHER GAS EQUIPMENT AT A RESIDENTIAL PREMISES.".

Page 20, after line 24 insert:

"(c) ON AND AFTER JANUARY 1, 2025, EVERY RENTAL AGREEMENT BETWEEN A LANDLORD AND TENANT MUST INCLUDE A STATEMENT IN AT LEAST TWELVE-POINT, BOLD-FACED TYPE THAT STATES THAT EVERY TENANT IS ENTITLED TO SAFE AND HEALTHY HOUSING UNDER COLORADO'S WARRANTY OF HABITABILITY AND THAT A LANDLORD IS PROHIBITED BY LAW FROM RETALIATING AGAINST A TENANT IN ANY MANNER FOR REPORTING UNSAFE CONDITIONS IN THE TENANT'S RESIDENTIAL PREMISES, REQUESTING REPAIRS, OR FOR SEEKING TO ENJOY THE TENANT'S RIGHT TO SAFE AND HEALTHY HOUSING.".

Page 21, strike lines 12 and 13 and substitute:

"(d) LACK OF FUNCTIONING HEATING FACILITIES AND EQUIPMENT FIXTURES THAT ARE INSTALLED AND OPERATING IN COMPLIANCE WITH APPLICABLE LAW AT THE TIME OF INSTALLATION AND THAT ARE MAINTAINED IN GOOD WORKING ORDER FROM OCTOBER THROUGH APRIL OF EACH YEAR;".

Page 21, strike line 22 and substitute, "EXTERIOR DOORS THAT ALLOW ENTRY INTO A RESIDENTIAL PREMISES OR A DWELLING UNIT AND ALL EXTERIOR WINDOWS THAT ARE DESIGNED TO BE OPENED;".

Page 23, strike lines 12 and 13 and substitute "PRIORITIZE A TENANT WHO REQUESTS THE INSTALLATION OR USAGE OF A PORTABLE COOLING DEVICE TO ACCOMMODATE THE TENANT'S DISABILITY OVER OTHER TENANTS' REQUESTS TO INSTALL OR USE A PORTABLE COOLING DEVICE.".

Page 24, after line 10 insert:

"(e) NOTHING IN THIS SUBSECTION (7) MODIFIES A LANDLORD'S OBLIGATION TO PERMIT REASONABLE MODIFICATIONS AND REASONABLE ACCOMMODATIONS FOR INDIVIDUALS WITH A DISABILITY UNDER SECTION 24-34-502.2.".

Page 24, line 21, strike "SPECIFIES:" and substitute "STATES:".

Page 25, lines 2 and 3, strike "COMPLETELY REMEDIES OR REPAIRS THE CONDITION STATED IN THE TENANT'S NOTICE" and substitute "COMMENCES OR COMPLETES REMEDIAL ACTION".

Page 25, line 11, after "(b)" insert "(I)".

Page 25, strike lines 17 through 20 and substitute:

"(A) AT LEAST TEN DAYS' WRITTEN NOTICE THAT STATES THE SAME UNINHABITABLE CONDITION HAS RECURRED; AND

(B) THE DATE THAT THE TENANT INTENDS TO TERMINATE THE RENTAL AGREEMENT AND VACATE THE DWELLING UNIT, WHICH DATE MUST BE AT LEAST TEN DAYS AFTER THE DATE THAT THE NOTICE IS PROVIDED TO THE LANDLORD.

(II) IF THE LANDLORD COMMENCES OR COMPLETES REMEDIAL ACTION BEFORE THE TERMINATION DATE PROVIDED BY THE TENANT IN ACCORDANCE WITH SUBSECTION (1)(b)(I)(B) OF THIS SECTION, THE LANDLORD AND TENANT MAY AGREE IN WRITING, AT THE TIME THE CONDITION IS BEING REMEDIED OR REPAIRED OR AFTER THE CONDITION HAS BEEN REMEDIED OR REPAIRED, TO RESCIND THE TENANT'S INTENT TO TERMINATE THE RENTAL AGREEMENT AND CONTINUE THE HOUSING ARRANGEMENT UNDER THE LANDLORD AND TENANT'S EXISTING RENTAL AGREEMENT.".

Page 25, line 23, strike "SPECIFIES" and substitute "STATES".

Page 26, strike lines 23 through 27 and substitute:

"(A) TERMINATE THE RENTAL AGREEMENT, RETAIN ANY AMOUNT OF RENT WITHHELD, AND AVOID ANY LIABILITY FOR FUTURE RENT OR CHARGES UNDER THE RENTAL AGREEMENT BY PROVIDING THE LANDLORD AT LEAST THREE DAYS' WRITTEN NOTICE OF THE TENANT'S INTENT TO TERMINATE THE RENTAL AGREEMENT AND VACATE THE DWELLING UNIT; OR".

Page 27, line 20, strike "(4)(b);" and substitute "(4);".

Page 28, line 24, strike "RENT" and substitute "OR WITHHOLDS RENTAL PAYMENTS".

Page 28, strike line 27 and substitute "THE TENANT'S INTENT TO DEDUCT OR WITHHOLD RENTAL PAYMENTS.".

Page 29, strike line 1.

Page 29, line 5, strike "OR PUNITIVE".

Page 29, strike lines 7 through 13 and substitute "SHALL INCLUDE ANY REDUCTION IN THE FAIR RENTAL VALUE OF THE DWELLING UNIT DURING ANY PERIOD THAT THE RESIDENTIAL PREMISES WERE UNINHABITABLE PURSUANT TO SUBSECTION (3) OF THIS SECTION. A TENANT MAY ALSO RECOVER COURT COSTS, REASONABLE ATTORNEY FEES, PUNITIVE DAMAGES, AND ANY OTHER DAMAGES AS ORDERED BY THE COURT.".

Page 29, line 25, strike "38-12-503;" and substitute "38-12-503 OR BY OTHER VIOLATIONS OF THIS PART 5;".

Page 31, line 10, after "SECURITY OR" insert "PROVIDE".

Page 32, strike lines 15 through 27 and substitute "DOCUMENTATION MAY INCLUDE ANY RECORDS, NOTICES, REPORTS, CORRESPONDENCE, OR OTHER DOCUMENTATION MAINTAINED BY THE LANDLORD IN ACCORDANCE WITH SECTION 38-12-503 (5).

(II) IF A LANDLORD FAILS TO PROVIDE ALL RELEVANT DOCUMENTATION, THE COURT SHALL ORDER A CONTINUANCE OF THE TRIAL, AND REPEATED FAILURE BY THE LANDLORD TO PROVIDE ALL RELEVANT DOCUMENTATION MAY BE GOOD CAUSE FOR APPROPRIATE SANCTIONS AGAINST THE LANDLORD.

(III) IF EITHER THE LANDLORD OR TENANT FAILS TO TIMELY PROVIDE ALL RELEVANT DOCUMENTATION WITHOUT GOOD CAUSE, THE COURT MAY PROHIBIT OR LIMIT THE ADMISSION OF DOCUMENTS AT TRIAL IF THE COURT FINDS THAT THE OPPOSING PARTY WOULD BE SUBSTANTIALLY PREJUDICED BY THE DELAY IN PROVIDING SUCH DOCUMENTATION.".

Page 33, line 25, strike "CLAIM".

Page 34, strike lines 6 and 7 and substitute:

"(II) ORDER THE LANDLORD TO REMEDY OR REPAIR ANY EXISTING UNINHABITABLE CONDITION WITHIN A SPECIFIC TIME FRAME, INCLUDING:".

Page 35, line 8, after "ANY" insert "OTHER".

Page 36, line 2, strike "CLAIM" and strike "ORDER" and substitute "JUDGMENT".

Page 36, line 5, after "COURT" insert "OR JURY".

Local Government & Housing

The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF LOCAL AFFAIRS

for a term expiring at the pleasure of the Governor:

Maria De Cambra of Denver, Colorado, appointed.

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB24-134** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar.

Amend printed bill, page 2, line 17, strike "CONCERNING" and substitute "GOVERNING".

Page 2, line 18, strike "THAT MAY IMPACT" and substitute "CONCERNING".

Page 2, line 19, strike "SPECIFIC".

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## INTRODUCTION OF BILLS -- FIRST READING

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

**HB24-1017** by Representative(s) Daugherty and Parenti; also Senator(s) Zenzinger and Michaelson Jenet--Concerning a bill of rights for youth in foster care.
Health & Human Services

**HB24-1080** by Representative(s) Parenti and Willford; also Senator(s) Danielson and Marchman--Concerning requirements for youth sports personnel that improve the safety of the participants.
Health & Human Services

**HB24-1170** by Representative(s) Joseph and Ortiz; also Senator(s) Gonzales and Michaelson Jenet, Exum--Concerning the establishment of a bill of rights for youth in facilities operated by the division of youth services.
Health & Human Services

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

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

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Senate in recess. Senate reconvened.

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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:

**HB24-1032** by Representative(s) Lynch and Duran, Catlin, Martinez, McLachlan; also Senator(s) Ginal and Will--Concerning an extension of the time for implementation of the wild horse population management 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 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | E | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Coleman, Fields, Marchman, and Priola.

**SB24-135** by Senator(s) Buckner; also Representative(s) Brown--Concerning the modification of state agency and department 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 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | E | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Coleman and Exum.

**HB24-1093** by Representative(s) Armagost and Martinez; also Senator(s) Hinrichsen--Concerning granting provisional peace officer certification to a person who was authorized as a peace officer in the 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 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | E | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

Co-sponsor(s) added: Bridges, Buckner, Coleman, Exum, Fields, Gardner, Ginal, Hansen, Jaquez Lewis, Kirkmeyer, Liston, Mullica, Pelton B., Pelton R., Priola, Roberts, Smallwood, Sullivan, Will, and Winter F.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-115** by Senator(s) Michaelson Jenet and Smallwood; also Representative(s) Young--Concerning requirements to practice as a mental health professional.

Laid over until Monday, March 4, retaining its place on the calendar.

**SB24-035** by Senator(s) Pelton B. and Fields; also Representative(s) Winter T.--Concerning strengthening the enforcement of human trafficking for servitude.

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

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | N | Michaelson | E | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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

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

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## DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, February 27, 2024, at 1:59 PM:
SB24-029, 030, and 051; SJR24-004.

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## MESSAGE FROM THE HOUSE

February 28, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1044, HB24-1056, and HB24-1096, amended as printed in House Journal, February 28, 2024.

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Senate in recess. Senate reconvened.

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Agriculture & Natural Resources — After consideration on the merits, the Committee recommends that **SB24-148** 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 22 and substitute:

"**SECTION 1.** In Colorado Revised Statutes, 37-60-115, **amend** (6)(a) introductory portion and (6)(a)(III) as follows:

**37-60-115. Water studies - rules - reports - definitions - repeal.** (6) **Precipitation harvesting pilot projects.** (a) The board shall, in consultation with the state engineer, select the sponsors of up to ten new residential or mixed-use developments that will conduct individual pilot projects to collect precipitation from rooftops and impermeable surfaces for nonpotable uses. The ~~purpose~~ PURPOSES of the pilot projects ~~shall be~~ ARE to:

(III) Evaluate a variety of precipitation harvesting system designs, INCLUDING INTEGRATED STORM WATER AND PRECIPITATION HARVESTING FACILITIES. NOTWITHSTANDING THE DEFINITION OF A STORM WATER DETENTION AND INFILTRATION FACILITY IN SECTION 37-92-602 (8)(b)(I), A PILOT PROJECT MAY INCLUDE A SINGLE INTEGRATED FACILITY SERVING THE TEMPORARY DETENTION OR INFILTRATION PURPOSES OF A STORM WATER DETENTION AND INFILTRATION FACILITY AND A PRECIPITATION HARVESTING FACILITY IF PRECIPITATION CAPTURED IN THE FACILITY FOR BENEFICIAL USE, AS DEFINED IN SECTION 37-92-103 (4), IS REPLACED IN ACCORDANCE WITH THE REQUIREMENTS OF SUBSECTION (6)(c) OF THIS SECTION, AND ANY WATER CAPTURED IN THE FACILITY THAT IS NOT THE SUBJECT OF THE PRECIPITATION HARVESTING PILOT PROJECT IS MANAGED AND RELEASED BACK TO THE STREAM SYSTEM IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 37-92-602 (8).".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB24-160** 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 7, line 27, strike "(3)(a)(X)(A), (3)(a)(X.5), and".

Strike page 8.

Page 9, strike lines 1 through 9 and substitute:

"**24-72-204. Allowance or denial of inspection - grounds - procedure - appeal - definitions - repeal.** (9) Unless any other provision of this part 2 applies to prevent or restrict disclosure, and notwithstanding ~~the provisions of section 2-3-511 and~~ subsections (3)(a)(X) and (3)(a)(X.5) of this section, records of".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB24-157** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, lines 15 and 16, strike "**amend** (2)(a); and".

Page 5, strike lines 18 through 21 and substitute "**definitions.**".

Page 6, line 9, strike "OR".

Page 6, after line 9 insert:

"(B) PROPOSED LEGISLATION, WHICH INCLUDES A BILL, RESOLUTION, OR MEMORIAL, IF A DRAFT OF THE PROPOSED LEGISLATION PREPARED BY THE OFFICE OF LEGISLATIVE LEGAL SERVICES IS BEING DISCUSSED BY A QUORUM OF A STATUTORY COMMITTEE OR A COMMITTEE OF REFERENCE DURING A REGULAR OR SPECIAL LEGISLATIVE SESSION OF THE GENERAL ASSEMBLY OR BY A QUORUM OF ANY TYPE OF INTERIM COMMITTEE; OR".

Reletter succeeding sub-subparagraph accordingly.

Page 6, after line 18 insert:

"**SECTION 3.** In Colorado Revised Statutes, 2-3-303, **add** (3)(i) as follows:

**2-3-303. Functions - report - definitions.** (3) (i) UPON REQUEST BY A MEMBER OF THE EXECUTIVE COMMITTEE, THE EXECUTIVE COMMITTEE SHALL CONSIDER THE APPLICATION OF SECTION 24-6-402 TO THE GENERAL ASSEMBLY AT A MEETING OF THE EXECUTIVE COMMITTEE. THE EXECUTIVE COMMITTEE SHALL ALLOW THE OPPORTUNITY TO RECEIVE PUBLIC COMMENT IN CONNECTION WITH THE MEETING.".

Renumber succeeding sections accordingly.

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## MESSAGE FROM THE REVISOR OF STATUTES

February 28, 2024
We herewith transmit:

Without comment, as amended, HB24-1056 and 1096.
With comment, as amended, HB24-1044.

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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**SJR24-011** by Senator(s) Baisley; also Representative(s) Valdez and Soper–Concerning the recognition of Colorado's globally competitive quantum technology industry.

Laid over until Tuesday, March 5.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**HB24-1056** by Representative(s) Frizell and Marshall, Weissman; also Senator(s) Hansen and Kolker--Concerning property subject to a property tax lien, and, in connection therewith, modernizing statutes related to the issuance of a treasurer's deed for property subject to a property tax lien to align with a federal supreme court decision.
Finance

**HB24-1079** by Representative(s) Amabile and English, Bradfield; also Senator(s) Fields--Concerning persons detained in jail who are held on an emergency commitment, and, in connection therewith, making an appropriation.
Judiciary

**HB24-1119** by Representative(s) Mauro and Taggart; also Senator(s) Smallwood--Concerning the use of multi-state filing systems for insurance tax filings.
Finance

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SM24-001.

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## MESSAGE FROM THE GOVERNOR

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

January 19, 2024

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
BOARD OF ASSESSMENT APPEALS

for a term expiring June 30, 2024:

Jeb Marsh of Dillon, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 2/14/24
Ryan Breitweiser, Journal Clerk

Committee on Finance

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On motion of Senator Ginal, the Senate adjourned until 9:00 a.m., Thursday, February 29, 2024.

Approved:

Robert Rodriguez
Senate Majority Leader

Attest:

Cindi L. Markwell
Secretary of the Senate

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

51st Legislative Day Thursday, February 29, 2024

Prayer — By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.

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

Roll Call — Present--30
Excused--5, Buckner, Cutter, Fields, Michaelson Jenet, Van Winkle
Present later--2, Buckner, Van Winkle

Quorum — The President announced a quorum present.

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On motion of Majority Leader Rodriguez, 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.

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Pledge — By Nina Krizman.

Approval of the Journal — On motion of Senator Pelton, B., the Journal of Wednesday, February 28, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SJR24-011.
**Correctly Reengrossed:** SB24-035 and 135.
**Correctly Rerevised:** HB24-1032 and 1093.
**Correctly Enrolled:** SM24-001.

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At the order of the President, Senators Buckner and Van Winkle were added to the current roll call.

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## COMMITTEE OF REFERENCE REPORTS

Trans-portation & Energy — The Committee on Transportation & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
COMMUNITY ACCESS ENTERPRISE

for a term expiring September 28, 2025:

Paul Bony of Steamboat Springs, Colorado, to serve as a representative of a business or organization that supports electric alternatives to motor vehicles, occasioned by the resignation of Alice Laird of Carbondale, Colorado, appointed.

Trans-portation & Energy — After consideration on the merits, the Committee recommends that **SB24-150** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 3, strike "incineration" and substitute "combustion".

Page 2, line 17, strike "incinerate" and substitute "combust".

Page 2, line 20, strike "**incinerate**" and substitute "**combust**".

Page 3, strike lines 1 through 9 and substitute:

"(a) "BIOCHAR" MEANS A CHARCOAL THAT IS PRODUCED BY PYROLYSIS OF BIOMASS AND THAT MAY BE USED AS A SOIL AMENDMENT.

(b) "BIOSOLIDS" HAS THE MEANING SET FORTH IN SECTION 25-8-103 (1.4).

(c) "COMBUSTION UNIT" MEANS A MUNICIPAL WASTE COMBUSTION UNIT, AS DEFINED IN 40 CFR 60.2977, OR OTHER SOLID WASTE INCINERATION (OSWI) UNIT, AS DEFINED IN 40 CFR 60.2977, THAT COMBUSTS MUNICIPAL SOLID WASTE.

(d) "COMMISSION" MEANS THE SOLID AND HAZARDOUS WASTE COMMISSION CREATED IN SECTION 25-15-302 (1)(a).

"(e) "CREMATORY INCINERATOR" MEANS ANY INCINERATOR DESIGNED AND USED SOLELY FOR THE BURNING OF ANATOMICAL PATHOLOGICAL WASTE, WHICH INCINERATOR MAY ALSO BURN INCIDENTAL ITEMS NORMALLY CREMATED AS PART OF THE FUNERAL PROCESS, OR AS OTHERWISE DEFINED BY AIR QUALITY CONTROL COMMISSION RULE.".

Reletter succeeding paragraphs accordingly.

Page 3, strike lines 12 through 15.

Reletter succeeding paragraphs accordingly.

Page 3, line 16, strike "(I)".

Page 3, strike lines 19 through 21.

Reletter succeeding paragraph accordingly.

Page 4, line 3, after "TO" insert "EXCLUSIVELY".

Page 4, strike line 5 and substitute "COMPOST, BIOSOLIDS, AND BIOCHAR;".

Page 4, line 6, strike "OR".

Page 4, strike line 7 and substitute:

"(III) AIR CURTAIN INCINERATORS USED FOR WILDFIRE MITIGATION OR INCINERATION OF THE MATERIALS LISTED IN 40 CFR 60.2888 (b)(1) TO (b)(4);

(IV) UNITS THAT COMBUST CONTRABAND OR PROHIBITED GOODS, AS DEFINED IN 40 CFR 60.2887 (p);

(V) UNITS OPERATING AS A CREMATORY INCINERATOR;

(VI) BURN-OFF OVENS USED IN THE CLEANING OR PREPARATION OF PARTS OR EQUIPMENT FOR REFURBISHMENT OR REBUILDING, IF PERMITTED BY AIR QUALITY CONTROL COMMISSION RULES; OR

(VII) GOVERNMENT-OWNED OR-OPERATED CONTROLLED DETONATION CHAMBERS USED FOR THE SAFE DESTRUCTION OF MUNITIONS OR EXPLOSIVE MATERIALS.".

Page 4, line 10, strike "INCINERATION" and substitute "COMBUSTION".

Strike "AN INCINERATION" and substitute "A COMBUSTION" on: **Page 3**, line 26; and **Page 4**, line 15.

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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--Consent Calendar, and Senator Kolker was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**HB24-1013** by Representative(s) Hartsook and Lukens; also Senator(s) Pelton R. and Bridges--Concerning victim programs in the new twenty-third judicial district.

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

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

The Committee of the Whole took the following action:

Passed on second reading: HB24-1013.

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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.

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## GENERAL ORDERS -- SECOND READING OF BILLS

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

**SB24-119** by Senator(s) Exum; also Representative(s) Garcia and Mabrey--Concerning classifying the death of a parent as abandonment in determinations for vulnerable youth.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 27, page(s) 331 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

On motion of Senator Kolker, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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

The Committee of the Whole took the following action:

Passed on second reading: SB24-119 as amended.

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

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

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for a term expiring December 31, 2024:

Steven Trujillo of Pueblo, Colorado, to serve as a Democrat and member from the Third Congressional District, occasioned by the resignation of Garrison Ortiz of Pueblo, Colorado, appointed;

for a term expiring December 31, 2025:

Yolanda Ortega of Westminster, Colorado, to serve as an Democrat and member from the Eighth Congressional District, occasioned by the resignation of Melanie Kruger of Thornton, Colorado, appointed;

for terms expiring December 31, 2026:

Charles Brad Rupert of Arvada, Colorado, to serve as an Unaffiliated and member from the Seventh Congressional District, appointed;

effective January 1, 2024, for terms expiring December 31, 2027:

Tatiana Hernandez of Longmont, Colorado, appointed;

Catherine Shull of Fort Morgan, Colorado, reappointed.

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

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MEMBERS OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD

effective July 2, 2023, for terms expiring July 1, 2027:

Christine Smith of Lakewood, Colorado, to serve as a representative of a private occupational school, appointed;

JoAnn Stevens of Parker, Colorado, to serve as a representative of a private occupational school, reappointed.

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

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MEMBERS OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2026:

Robin Singer of Englewood, Colorado, to serve as a representative of the Department of Education, occasioned by the resignation of Rachael Victoria Lovendahl of Fort Collins, Colorado, appointed.

for a term expiring November 15, 2025:

Adrienne Benavidez of Denver, Colorado, to serve as a representative of the public, occasioned by the resignation of Bradford Geiger of Highlands Ranch, Colorado, appointed.

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

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MEMBERS OF THE
STATE BOARD OF PAROLE

for terms expiring June 30, 2026:

Dr. LaKisha Sharp of Pasadena, California, to serve as a citizen member, appointed;

Greg Saiz of Wheat Ridge, Colorado, to serve as a member with experience in parole or probation, reappointed.

Catherine Rodriguez of Denver, Colorado, to serve as a citizen member, occasioned by the resignation of Dr. Davis Talley of Aurora, Colorado, appointed.

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

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MEMBER OF THE
ORPHANED WELLS MITIGATION ENTERPRISE BOARD

effective September 2, 2023, for a term expiring September 1, 2026:

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

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

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Judiciary — After consideration on the merits, the Committee recommends that **SB24-120** be referred to the Committee on Finance with favorable recommendation.

Judiciary — After consideration on the merits, the Committee recommends that **SB24-145** 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 24 and 25 and substitute:

"**38-36.5-103. Amendment by owner.** AN OWNER OF REAL".

Page 6, strike line 3 and substitute "NAME OF THE RECORD OWNER.".

Page 7, strike line 15.

Page 7, after line 25 insert:

"(1) NAME OF OWNER: _____".

Page 7, line 26, strike "(1)" and substitute "(2)".

Page 7, line 27, strike "(2)" and substitute "(3)".

Page 8, line 4, strike "(3)" and substitute "(4)".

Page 8, line 12, strike "(3)" and substitute "(4)"

Page 8, strike line 20.

Judiciary

After consideration on the merits, the Committee recommends that **SB24-107** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 3, strike "(7)(jjj) and (7)(kkk)" and substitute "(7)(jjj), (7)(kkk), and (7)(lll)".

Page 2, line 14, strike "AND".

Page 2, line 19, strike "TITLE 18." and substitute "TITLE 18; AND".

Page 2, after line 19 insert:

"(lll) THEFT, IN VIOLATION OF SECTION 18-4-401, OF A FIREARM, AS DEFINED IN SECTION 18-1-901 (3), OR ANY OTHER WEAPON THAT IS SUBJECT TO THIS ARTICLE 12.".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-117** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 24, strike "AND" and substitute "AND, UNLESS CLINICALLY CONTRAINDICATED,".

Education

After consideration on the merits, the Committee recommends that **SB24-122** be postponed indefinitely.

Education

After consideration on the merits, the Committee recommends that **SB24-132** 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 7, strike "OR MAY BE USED".

Education

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

MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective January 1, 2024, for terms expiring December 31, 2027:

Ron Davis of Edwards, Colorado, reappointed;

Charles Dukes of Commerce City, Colorado, reappointed;

Dominick Moreno of Commerce City, Colorado, appointed.

Education

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

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

effective January 1, 2024, for terms expiring December 31, 2027:

Nathaniel Easley Jr. of Denver, Colorado, reappointed;

Polly Barragan Baca of Denver, Colorado, reappointed.

Education

The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

effective July 2, 2023, for terms expiring July 1, 2026:

Damion LeeNatali of Denver, Colorado, to serve as a member with board or public service experience, appointed;

Nicholas Martinez of Denver, Colorado, to serve as a member with financial management experience, reappointed.

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Senate in recess. Senate reconvened.

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB24-108** 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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## MESSAGE FROM THE HOUSE

February 29, 2024
Mr. President:

The House has adopted and transmits herewith HJR24-1019, as printed in House Journal, February 29, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1003, amended as printed in House Journal, February 28, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB24-005, SB24-031, and SB24-045, amended as printed in House Journal, February 28, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES

February 29, 2024
We herewith transmit:

Without comment, as amended, HB24-1003.
Without comment, as amended, SB24-005, 031, and 045.

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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**SJR24-012** by Senator(s) Gardner and Bridges; also Representative(s) Armagost and Joseph--Concerning the designation of March 4, 2024, as "Colorado Aerospace Day".

Laid over until Monday, March 4.

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On motion of Senator Marchman, the Senate adjourned until 9:00 a.m., Friday, March 1, 2024.

Approved:

Robert Rodriguez
Senate Majority Leader

Attest:

Cindi L. Markwell
Secretary of the Senate

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

52nd Legislative Day — Friday, March 1, 2024

Prayer — By Senator Pelton, R.

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

Roll Call — Present--31
Excused--4, Buckner, Gonzales, Liston, Michaelson Jenet
Present later--1, Gonzales

Quorum — The President announced a quorum present.

Pledge — By Senator Mullica.

Approval of the Journal — On motion of Senator Pelton, B., the Journal of Thursday, February 29, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SJR24-012.
**Correctly Engrossed:** SB24-119.
**Correctly Revised:** HB24-1013.

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## COMMITTEE OF REFERENCE REPORTS

Local Government & Housing — After consideration on the merits, the Committee recommends that **SB24-092** be postponed indefinitely.

Local Government & Housing — After consideration on the merits, the Committee recommends that **SB24-097** be postponed indefinitely.

Local Government & Housing — After consideration on the merits, the Committee recommends that **SB24-096** be postponed indefinitely.

Finance — After consideration on the merits, the Committee recommends that **SB24-102** be postponed indefinitely.

Finance — After consideration on the merits, the Committee recommends that **SB24-123** 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 1 insert:

"(f) THE WASTE TIRE MANAGEMENT ENTERPRISE WILL AID IN THE PROPER MANAGEMENT OF WASTE TIRES BY PROVIDING FINANCIAL INCENTIVES AND REBATES FOR THE RECYCLING OF WASTE TIRES INTO END-USE TIRE-DERIVED

PRODUCTS, WHICH FINANCIAL INCENTIVES AND REBATES DIRECTLY COMPENSATE PEOPLE WHO PROPERLY DISPOSE OF OR RECYCLE WASTE TIRES, PROVIDE FEE PAYERS MORE CONVENIENT WASTE TIRE AND DISPOSAL OPTIONS, INCREASE THE PRODUCTION OF TIRE-DERIVED PRODUCTS, AND POSITIVELY IMPACT HUMAN HEALTH AND SAFETY AND THE ENVIRONMENT;".

Reletter succeeding paragraphs accordingly.

Page 4, line strike lines 15 through 18 and substitute "PROVIDING THE BUSINESS SERVICES SPECIFIED IN SECTIONS 30-20-1404 AND 30-20-1405 TO CONSUMERS WHO ULTIMATELY PAY THE ENTERPRISE FEE, WHICH ENTERPRISE FEE IS IMPOSED AT RATES THAT ARE REASONABLY CALCULATED BASED ON THE BENEFITS RECEIVED BY THOSE CONSUMERS;".

Page 5, line 5, strike "RECYCLING" and substitute "RECYCLING, BENEFICIAL REUSE,".

Page 5, line 7, after "(2)" insert "(a)".

Page 5, line 9, strike "this part 14." and substitute "~~this part 14.~~".

Page 5, line 12, strike "~~14.~~" and substitute "~~14~~ SECTIONS 30-20-1403, 30-20-1404, AND 30-20-1405, AS APPLICABLE.".

Page 5, before line 13 insert:

"(b) THE COMMISSION, IN CONSULTATION WITH THE DEPARTMENT, SHALL PROMULGATE RULES FOR THE IMPLEMENTATION AND ENFORCEMENT OF SECTIONS 30-20-1403 AND 30-20-1405.5 AND OTHER SECTIONS OF THIS PART 14, AS APPLICABLE.".

Page 5, line 14, after "(4.5)," insert "(12.5),".

Page 5, strike lines 21 and 22 and substitute:

"(12.5) "WASTE TIRE ADMINISTRATION FEE" OR "ADMINISTRATION FEE" MEANS MONEY COLLECTED PURSUANT TO SECTION 30-20-1403 (2)(b).

(14.5) "WASTE TIRE ENTERPRISE FEE" OR "ENTERPRISE FEE" MEANS MONEY COLLECTED PURSUANT TO SECTION 30-20-1403 (2)(a).".

Page 5, strike line 26 and substitute "**directors - waste tire enterprise fee - waste tire administration fee - distribution - rules.** (1) **Enterprise.**".

Page 6, strike line 5 and substitute, "PROMOTE WASTE TIRE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT STRATEGIES IN".

Page 6, after line 20 insert:

"(IV) THE REPEAL OF THE WASTE TIRE FEE, AS IT EXISTED PURSUANT TO SECTION 30-20-1403, BEFORE ITS REPEAL BY THIS SENATE BILL 24-123, ENACTED IN 2024, AND THE CREATION OF THE WASTE TIRE MANAGEMENT ENTERPRISE AS A NEW ENTERPRISE TO CHARGE AND COLLECT A NEW WASTE TIRE ENTERPRISE FEE AS AUTHORIZED BY SUBSECTION (2) OF THIS SECTION AND TO PROVIDE AND PROMOTE WASTE TIRE RECYCLING, BENEFICIAL USE, AND MANAGEMENT STRATEGIES AND SERVICES FUNDED BY THE WASTE TIRE ENTERPRISE FEE AS A NEW GOVERNMENT-OWNED BUSINESS THAT PROVIDES BUSINESS SERVICES AS A NEW ENTERPRISE FOR THE PURPOSE OF SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION, DOES NOT CONSTITUTE THE QUALIFICATION OF AN EXISTING GOVERNMENT-OWNED BUSINESS AS AN ENTERPRISE FOR THE PURPOSES OF SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION OR SECTION 24-77-103.6 (6)(b)(II), AND, THEREFORE, DOES NOT REQUIRE OR AUTHORIZE ADJUSTMENT OF THE STATE FISCAL YEAR SPENDING LIMIT CALCULATED PURSUANT TO SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION OR THE EXCESS STATE REVENUES CAP, AS DEFINED IN SECTION 24-77-103.6 (6)(b)(I).

(V) THE ENTERPRISE IS NECESSARY FOR THE PRESERVATION OF THE PUBLIC PEACE, HEALTH, AND SAFETY AND IS THEREFORE NOT SUBJECT TO THE REQUIREMENTS OF SECTION 24-77-108.".

Page 6, line 23, strike "RECYCLING" and substitute "RECYCLING, BENEFICIAL

REUSE,

Page 6, line 26, strike "RECYCLING" and substitute "RECYCLING, BENEFICIAL REUSE,".

Page 7, line 3, strike "RECYCLING" and substitute "RECYCLING, BENEFICIAL REUSE,".

Page 7, strike lines 8 through 15 and substitute:

"(VI) (A) CONTRACT WITH ANY PUBLIC OR PRIVATE ENTITY, INCLUDING STATE AGENCIES, CONSULTANTS, AND THE ATTORNEY GENERAL'S OFFICE, FOR PROFESSIONAL AND TECHNICAL ASSISTANCE, OFFICE SPACE AND ADMINISTRATIVE SERVICES, ADVICE, AND OTHER SERVICES RELATED TO THE CONDUCT OF THE AFFAIRS OF THE ENTERPRISE. THE BOARD SHALL ENCOURAGE DIVERSITY IN APPLICANTS FOR CONTRACTS AND SHALL GENERALLY AVOID USING SINGLE-SOURCE BIDS.

(B) THE ENTERPRISE SHALL PAY A FAIR MARKET RATE TO ANY PUBLIC ENTITY, PRIVATE ENTITY, CONTRACTOR, OR CONSULTANT, WHICH MAY INCLUDE A STATE AGENCY, THE ATTORNEY GENERAL'S OFFICE, OR THE DEPARTMENT, THAT IS HIRED BY THE ENTERPRISE TO PERFORM DUTIES PURSUANT TO THIS SUBSECTION (1)(b).".

Page 7, strike lines 22 and 23 and substitute, "DEPARTMENT WHO REPRESENTS A COUNTY THAT HAS EXPERIENCE WITH THE MANAGEMENT OF WASTE".

Page 8, line 2, after "PROCESSOR," insert "AND".

Page 8, strike line 3 and substitute, "TIRE HAULER. TO THE EXTENT PRACTICABLE,".

Page 9, line 11, after "BOARD." add "IN ACCORDANCE WITH SUBSECTION (1)(b)(VI)(B) OF THIS SECTION, THE ENTERPRISE SHALL PAY THE DEPARTMENT A FAIR MARKET RATE FOR ANY OFFICE SPACE OR ADMINISTRATIVE STAFF USED BY THE BOARD IN PERFORMANCE OF THE ENTERPRISE'S DUTIES.".

Page 9, strike line 12 and substitute:

"(2) **Waste tire enterprise fee and waste tire administration fee.** (a) (I) EFFECTIVE JULY 1, 2025, AND".

Page 9, line 16, strike "FOUR" and substitute "TWO DOLLARS AND FIFTY CENTS".

Page 9, strike line 17 and substitute, "ON THE SALE OF EACH NEW TIRE. THE MAXIMUM PER TIRE ENTERPRISE FEE AMOUNT MAY BE ADJUSTED BY THE ENTERPRISE EVERY TWO YEARS IN ACCORDANCE WITH ANY ANNUAL PERCENTAGE CHANGE IN THE UNITED STATES DEPARTMENT OF LABOR'S BUREAU OF LABOR STATISTICS CONSUMER PRICE INDEX FOR THE DENVER-AURORA-LAKEWOOD METROPOLITAN AREA FOR ALL ITEMS PAID BY ALL URBAN CONSUMERS, OR ITS APPLICABLE SUCCESSOR INDEX.".

Page 9, line 18, strike "JANUARY" and substitute "JULY".

Page 9, line 21, after the second "TIRE" insert "ENTERPRISE".

Page 9, strike lines 22 through 27 and substitute, "FEE IS IMPOSED IN AN AMOUNT THAT IS:

(A) REASONABLY RELATED TO THE DIRECT AND INDIRECT COSTS OF OPERATING THE ENTERPRISE IN ACCORDANCE WITH THIS PART 14 AND THE SERVICES PROVIDED BY THE ENTERPRISE, WHICH COSTS MUST NOT EXCEED THE EQUIVALENT OF ONE-HALF OF THE WASTE TIRE ENTERPRISE FEE COLLECTED FOR EACH NEW TIRE SOLD PURSUANT TO THIS SUBSECTION (2);".

Strike page 10 and substitute:

"(B) SUFFICIENT TO PAY COSTS ASSOCIATED WITH PROVIDING REBATES AS DESCRIBED IN SECTION 30-20-1405; AND

(C) SUFFICIENT TO PROVIDE GRANTS TO ELIGIBLE ENTITIES PURSUANT TO THE WASTE TIRE MANAGEMENT GRANT PROGRAM ESTABLISHED IN SECTION

30-20-1418.

(b) (I) EFFECTIVE JULY 1, 2025, AND CONTINUING THROUGH DECEMBER 31, 2040, RETAILERS OF NEW MOTOR VEHICLE TIRES AND NEW TRAILER TIRES SHALL COLLECT A WASTE TIRE ADMINISTRATION FEE IN AN AMOUNT TO BE SET BY THE COMMISSION, IN COORDINATION WITH THE DEPARTMENT.

(II) THE COMMISSION MAY REVIEW THE WASTE TIRE ADMINISTRATION FEE ON AN ANNUAL BASIS AND ADJUST THE ADMINISTRATION FEE AMOUNT SO THAT IT COVERS THE DIRECT AND INDIRECT COSTS OF CONDUCTING THE REGULATORY AND ADMINISTRATIVE FUNCTIONS OF THE DEPARTMENT IN IMPLEMENTING THIS PART 14.

(III) THE WASTE TIRE ADMINISTRATION FEE AMOUNT MUST NOT EXCEED HALF OF THE AMOUNT OF THE WASTE TIRE ENTERPRISE FEE; EXCEPT THAT THE MINIMUM AMOUNT OF THE WASTE TIRE ADMINISTRATION FEE ON THE SALE OF EACH NEW TIRE MUST BE FIFTY CENTS OR MORE.

(c) (I) ON AND AFTER JULY 1, 2025, RETAILERS OF NEW MOTOR VEHICLE TIRES AND NEW TRAILER TIRES SHALL COLLECT BOTH THE ENTERPRISE FEE AND THE ADMINISTRATION FEE FROM THE CONSUMER AT THE POINT OF SALE.

(II) THE RECEIPT FROM THE RETAILER TO THE CONSUMER FOR EVERY NEW MOTOR VEHICLE OR NEW TRAILER TIRE PURCHASED MUST CONTAIN THE FOLLOWING STATEMENT IN THE LARGEST BOLD-FACED TYPE CAPABLE BASED ON POINT-OF-SALE SOFTWARE AND ON EXISTING INVOICE PRINTERS, NOT TO EXCEED FIFTEEN POINTS: "**SECTION 30-20-1403, COLORADO REVISED STATUTES, REQUIRES RETAILERS TO COLLECT A WASTE TIRE ENTERPRISE FEE SET BY THE WASTE TIRE MANAGEMENT ENTERPRISE, WHICH IS A GOVERNMENT-OWNED BUSINESS WITHIN THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, AND A WASTE TIRE ADMINISTRATION FEE SET BY THE SOLID AND HAZARDOUS WASTE COMMISSION ON THE SALE OF EACH NEW MOTOR VEHICLE TIRE AND EACH NEW TRAILER TIRE.**"

(III) THE RETAILER SHALL SUBMIT TO THE ENTERPRISE BY THE TWENTIETH DAY OF EACH QUARTER OF EACH CALENDAR YEAR THE ENTERPRISE FEE COLLECTED PURSUANT TO THIS SECTION IN THE PRECEDING QUARTER OF THE CALENDAR YEAR, TOGETHER WITH ANY REPORT REQUIRED BY THE ENTERPRISE. THE ENTERPRISE SHALL TRANSMIT THE ENTERPRISE FEES TO THE STATE TREASURER, WHO SHALL CREDIT THEM IN ACCORDANCE WITH SUBSECTION (3)(a) OF THIS SECTION OR AS SPECIFIED IN RULES PROMULGATED BY THE COMMISSION.

(IV) THE RETAILER SHALL SUBMIT TO THE DEPARTMENT BY THE TWENTIETH DAY OF EACH QUARTER OF EACH CALENDAR YEAR THE ADMINISTRATION FEE COLLECTED PURSUANT TO THIS SECTION IN THE PRECEDING QUARTER OF THE CALENDAR YEAR, TOGETHER WITH ANY REPORT REQUIRED BY THE DEPARTMENT. THE DEPARTMENT SHALL TRANSMIT THE ADMINISTRATION FEES TO THE STATE TREASURER, WHO SHALL CREDIT THEM IN ACCORDANCE WITH SUBSECTION (3)(b) OF THIS SECTION OR AS SPECIFIED IN RULES PROMULGATED BY THE COMMISSION.

(3) (a) FROM JULY 1, 2025, THROUGH JANUARY 31, 2041, THE STATE TREASURER SHALL DISTRIBUTE THE REVENUE FROM THE WASTE TIRE ENTERPRISE FEE ASSESSED IN SUBSECTION (2)(a) OF THIS SECTION AS FOLLOWS:

(I) THE PORTION OF THE ENTERPRISE FEE COLLECTED TO COVER THE COSTS DESCRIBED IN SUBSECTION (2)(a)(II)(A) OF THIS SECTION TO THE WASTE TIRE MANAGEMENT ENTERPRISE FUND CREATED IN SECTION 30-20-1404;

(II) THE PORTION OF THE ENTERPRISE FEE COLLECTED TO COVER THE COSTS DESCRIBED IN SUBSECTION (2)(a)(II)(B) OF THIS SECTION TO THE END USERS FUND CREATED IN SECTION 30-20-1405;

(III) ALL INTEREST EARNED ON THE INVESTMENT OF MONEY IN THE WASTE TIRE MANAGEMENT ENTERPRISE FUND TO THE WASTE TIRE MANAGEMENT ENTERPRISE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEY IN THE WASTE TIRE MANAGEMENT ENTERPRISE FUND AT THE END OF ANY FISCAL YEAR SHALL REMAIN IN THE WASTE TIRE MANAGEMENT ENTERPRISE FUND; AND

(IV) ALL INTEREST EARNED ON THE INVESTMENT OF MONEY IN THE END USERS FUND TO THE END USERS FUND. ANY UNEXPENDED AND UNENCUMBERED MONEY IN THE END USERS FUND AT THE END OF ANY FISCAL YEAR SHALL REMAIN IN THE END USERS FUND.

(b) (I) FROM JULY 1, 2025, THROUGH JANUARY 31, 2041, THE STATE TREASURER SHALL DISTRIBUTE THE REVENUE FROM THE WASTE TIRE ADMINISTRATION FEE ASSESSED IN SUBSECTION (2)(b) OF THIS SECTION TO THE WASTE TIRE ADMINISTRATION FUND CREATED IN SECTION 30-20-1405.5.

(II) ALL INTEREST EARNED ON THE INVESTMENT OF MONEY IN THE WASTE TIRE ADMINISTRATION FUND TO THE WASTE TIRE ADMINISTRATION FUND.

ANY UNEXPENDED AND UNENCUMBERED MONEY IN THE WASTE TIRE ADMINISTRATION FUND IN EXCESS OF SIXTEEN AND ONE-HALF PERCENT OF THE PREVIOUS STATE FISCAL YEAR'S EXPENDITURES AT THE END OF ANY FISCAL YEAR SHALL REMAIN IN THE WASTE TIRE ADMINISTRATION FUND.".

Page 11, strike lines 1 through 6.

Page 11, line 8, strike "(2)(b), (2)(c), (2)(f)," and after "(5)," insert "(6),".

Page 11, line 9, after "**repeal**" insert "(2)(b), (2)(c), (2)(d), (2)(i), (2)(j), (2)(k), (2)(l), (2)(p), (3), (4), and" and strike "and (2)(t)" and substitute "(2)(t), and (2)(u)".

Page 11, line 14, after "30-20-1403" insert "(2)(a)".

Page 11, line 20, strike "PART 14" and substitute "SECTION".

Page 12, strike lines 5 through 19 and substitute:

"(a) Collecting the WASTE TIRE ENTERPRISE fee assessed in section 30-20-1403 ~~(1)~~ (2)(a);

~~(b) Inspecting retailers to determine whether all fees are being collected;~~

~~(c) Enforcing the requirements of this part 14 pursuant to existing authority, including sections 30-20-113 and 30-20-114;~~

~~(d) Developing a system to address the receipt by registered persons of unmanifested waste tires from unregistered haulers;~~

~~(i) Providing grants to law enforcement, fire departments, local health departments, state agencies, and any other applicable entities for purchasing equipment and supplies to implement this part 14;~~

~~(j) Training of and enforcement by entities that enforce this part 14;~~

~~(k) Awarding grants and developing educational programs for enforcement, fire prevention and suppression, proper waste tire management and disposal, training, and customer technical assistance;~~

~~(l) Maintaining an online complaint form and processes for law enforcement, fire departments, and citizens to report potential waste tire violations;~~

(o) Encouraging waste tire market development; ~~and~~

~~(p) Reimbursing the division of fire prevention and control in the department of public safety for:~~

~~(I) Inspections of facilities where waste tires are present conducted by the division to determine whether the waste tire collection facilities, waste tire processors, and waste tire monofills are in compliance with the rules promulgated by the director of the division pursuant to section 24-33.5-1203.5 (2); and~~

~~(II) Technical and other assistance the division provides to the department or the public related to waste tires, including assistance related to:~~

~~(A) The development of fire prevention education materials; and~~

~~(B) Review of fire prevention plans.~~".

Page 12, line 22, strike "THE DEPARTMENT" and substitute "ANY CONTRACTORS USED".

Page 12, lines 23 and 24, strike "(3) AND (4)" and substitute "(2)(f) AND (2)(g)".

Page 12, strike line 27 and substitute, "OFFICIAL ENTERPRISE BUSINESS;

(t) FUNDING GRANTS IN ACCORDANCE WITH THE WASTE TIRE MANAGEMENT GRANT PROGRAM ESTABLISHED IN SECTION 30-20-1418; AND".

Reletter succeeding paragraph accordingly.

Page 13, line 1, strike "THIS PART 14," and substitute "SECTION 30-20-1403,".

Page 13, after line 2 insert:

"(3) ~~If the department is denied access or if consent to access has not been given to clean up a site where the department reasonably believes waste tires exist illegally, the department may obtain from the district court for the judicial district in which the property is located a warrant to enter the property~~

~~and remove the waste tires.~~

~~(4) (a) In addition to any penalties assessed, the department may issue an order requiring the owner or operator to compensate the department for the cost of remediation of the site, and the department may request the attorney general to bring suit for compensation from the owner or operator for money expended remediating the site. The department shall use the recovered moneys to reimburse the fund for actual costs of remediating the site and of seeking compensation pursuant to this section. The state treasurer shall credit all additional moneys to the general fund.~~

~~(b) The department may place a lien on a property on which the department funds the remediation of waste tires pursuant to this section until the costs of remediation have been repaid to the department. If complete repayment has not been made before a sale of the property, the department shall be repaid in full, to the extent possible, from proceeds of the sale.~~".

Page 13, after line 10 insert:

"(6) The ~~department~~ ENTERPRISE shall, either itself or through a contractor, create a priority abatement list of illegal waste tire disposal sites.".

Page 13, line 25, strike "(6)(b)," and substitute "(6)(b)(II),".

Page 14, line 4, strike "(3)(b)." and substitute "(3)(a)(II)."

Page 15, line 23, after "type-A" insert "AND TYPE-B".

Page 16, strike lines 7 through 9.

Page 17, line 2, strike "2040," and substitute "2041,".

Page 17, line 9, strike "2041," and substitute "2042,".

Page 17, line 11, strike "JULY 1, 2042." and substitute, "DECEMBER 31, 2042.

**SECTION 6.** In Colorado Revised Statutes, **add** 30-20-1405.5 as follows:

**30-20-1405.5. Waste tire administration fund - creation - clean up - reimbursement - penalties - rules.** (1) (a) THERE IS CREATED IN THE STATE TREASURY THE WASTE TIRE ADMINISTRATION FUND, REFERRED TO IN THIS SECTION AS THE "FUND".

(b) THE FUND CONSISTS OF THE WASTE TIRE ADMINISTRATION FEE REVENUE CREDITED TO THE FUND PURSUANT TO SECTION 30-20-1403 (3)(b) AND ANY OTHER MONEY APPROPRIATED OR TRANSFERRED TO IT.

(c) MONEY CREDITED TO THE FUND IS CONTINUOUSLY APPROPRIATED TO THE DEPARTMENT FOR THE PURPOSES SET FORTH IN SUBSECTION (2) OF THIS SECTION.

(2) THE DEPARTMENT MAY USE THE MONEY IN THE FUND FOR THE REASONABLE DIRECT AND INDIRECT COSTS OF CONDUCTING THE REGULATORY AND ADMINISTRATIVE FUNCTIONS OF THE DEPARTMENT IN IMPLEMENTING THIS PART 14, INCLUDING:

(a) INSPECTING NEW MOTOR VEHICLE TIRE AND NEW TRAILER TIRE RETAILERS TO DETERMINE WHETHER ALL FEES ARE BEING COLLECTED;

(b) ENFORCING THE REQUIREMENTS OF THIS PART 14 PURSUANT TO EXISTING AUTHORITY, INCLUDING SECTIONS 30-20-113 AND 30-20-114;

(c) DEVELOPING A SYSTEM TO ADDRESS THE RECEIPT BY REGISTERED PERSONS OF UNMANIFESTED WASTE TIRES FROM UNREGISTERED WASTE TIRE HAULERS;

(d) MAINTAINING AN ONLINE COMPLAINT FORM AND PROCESS FOR LAW ENFORCEMENT, FIRE DEPARTMENTS, AND CITIZENS TO REPORT POTENTIAL WASTE TIRE VIOLATIONS;

(e) REIMBURSING THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY FOR:

(I) INSPECTIONS OF FACILITIES WHERE WASTE TIRES ARE PRESENT CONDUCTED BY THE DIVISION OF FIRE PREVENTION AND CONTROL TO DETERMINE WHETHER THE WASTE TIRE COLLECTION FACILITIES, WASTE TIRE PROCESSORS, AND WASTE TIRE MONOFILLS ARE IN COMPLIANCE WITH THE RULES PROMULGATED BY THE DIRECTOR OF THE DIVISION PURSUANT TO SECTION 24-33.5-1203.5 (2); AND

(II) TECHNICAL AND OTHER ASSISTANCE THE DIVISION OF FIRE

PREVENTION AND CONTROL PROVIDES TO THE DEPARTMENT OR THE PUBLIC RELATED TO WASTE TIRES, INCLUDING ASSISTANCE RELATED TO:

(A) THE DEVELOPMENT OF FIRE PREVENTION EDUCATION MATERIALS; AND

(B) REVIEW OF FIRE PREVENTION PLANS;

(f) REGISTERING AND REGULATING WASTE TIRE HAULERS, WASTE TIRE GENERATORS, USED TIRE MANAGERS, WASTE TIRE COLLECTION FACILITIES, WASTE TIRE PROCESSORS, MOBILE PROCESSORS, WASTE TIRE MONOFILLS, AND END USERS IN ACCORDANCE WITH SECTIONS 30-20-1408 TO 30-20-1417;

(g) PROVIDING GRANTS TO LAW ENFORCEMENT, FIRE DEPARTMENTS, LOCAL HEALTH DEPARTMENTS, STATE AGENCIES, AND ANY OTHER APPLICABLE ENTITIES FOR PURCHASING EQUIPMENT AND SUPPLIES TO IMPLEMENT THIS PART 14;

(h) TRAINING OF AND ENFORCEMENT BY ENTITIES THAT ENFORCE THIS PART 14;

(i) AWARDING GRANTS AND DEVELOPING EDUCATIONAL PROGRAMS FOR ENFORCEMENT, FIRE PREVENTION AND SUPPRESSION, PROPER WASTE TIRE MANAGEMENT AND DISPOSAL, TRAINING, AND CUSTOMER TECHNICAL ASSISTANCE; AND

(j) ANY OTHER REGULATORY OR ADMINISTRATIVE COSTS RELATED TO THE DEPARTMENT'S AUTHORITY AND DUTIES IN IMPLEMENTING THIS PART 14.

(3) IF THE DEPARTMENT IS DENIED ACCESS OR IF CONSENT TO ACCESS HAS NOT BEEN GIVEN TO CLEAN UP A SITE WHERE THE DEPARTMENT REASONABLY BELIEVES WASTE TIRES EXIST ILLEGALLY, THE DEPARTMENT MAY OBTAIN FROM THE DISTRICT COURT FOR THE JUDICIAL DISTRICT IN WHICH THE PROPERTY IS LOCATED A WARRANT TO ENTER THE PROPERTY AND REMOVE THE WASTE TIRES.

(4) (a) IN ADDITION TO ANY PENALTIES ASSESSED, THE DEPARTMENT MAY ISSUE AN ORDER REQUIRING THE OWNER OR OPERATOR TO COMPENSATE THE DEPARTMENT FOR THE COST OF REMEDIATION OF THE SITE, AND THE DEPARTMENT MAY REQUEST THE ATTORNEY GENERAL TO BRING SUIT FOR COMPENSATION FROM THE OWNER OR OPERATOR FOR MONEY EXPENDED REMEDIATING THE SITE. THE DEPARTMENT SHALL USE THE RECOVERED MONEY TO REIMBURSE THE FUND FOR ACTUAL COSTS OF REMEDIATING THE SITE AND OF SEEKING COMPENSATION PURSUANT TO THIS SECTION. THE STATE TREASURER SHALL CREDIT ALL ADDITIONAL MONEY TO THE GENERAL FUND.

(b) THE DEPARTMENT MAY PLACE A LIEN ON A PROPERTY ON WHICH THE DEPARTMENT FUNDS THE REMEDIATION OF WASTE TIRES PURSUANT TO THIS SECTION UNTIL THE COSTS OF REMEDIATION HAVE BEEN REPAID TO THE DEPARTMENT. IF COMPLETE REPAYMENT HAS NOT BEEN MADE BEFORE A SALE OF THE PROPERTY, THE DEPARTMENT SHALL BE REPAID IN FULL, TO THE EXTENT POSSIBLE, FROM PROCEEDS OF THE SALE.

**SECTION 7.** In Colorado Revised Statutes, 30-20-1415, **amend** (1)(k) as follows:

**30-20-1415. Waste tire monofills - requirements.** (1) An owner or operator of a waste tire monofill shall, as specified by the commission by rule:

(k) Not place any waste tires into monofill storage after January 1, 2018, and SHALL close, or cause to be closed, the waste tire monofill by July 1, ~~2024~~ 2034.

**SECTION 8.** In Colorado Revised Statutes, **add** 30-20-1418 as follows:

**30-20-1418. Waste tire management grant program - definitions - repeal.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "ELIGIBLE ENTITY" MEANS THE FOLLOWING ENTITIES THAT PROVIDE SERVICES RELATED TO WASTE TIRE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT IN COLORADO:

(I) MUNICIPALITIES, COUNTIES, AND CITIES AND COUNTIES;

(II) NONPROFIT AND FOR-PROFIT BUSINESSES INVOLVED IN WASTE TIRE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT; AND

(III) INSTITUTIONS OF HIGHER EDUCATION AND PUBLIC OR PRIVATE SCHOOLS.

(b) "GRANT PROGRAM" MEANS THE WASTE TIRE MANAGEMENT GRANT PROGRAM CREATED IN THIS SECTION.

(2) (a) THERE IS CREATED THE WASTE TIME MANAGEMENT GRANT PROGRAM, WHICH SHALL BE ADMINISTERED BY THE ENTERPRISE.

(b) THE ENTERPRISE SHALL, SUBJECT TO AVAILABLE APPROPRIATIONS

AND REVENUES, AWARD GRANTS FROM THE WASTE TIRE MANAGEMENT ENTERPRISE FUND, CREATED IN SECTION 30-20-1404, IN ACCORDANCE WITH THIS SECTION.

(3) (a) THE PURPOSE OF THE GRANT PROGRAM IS TO:

(I) PROMOTE THE DEVELOPMENT OF WASTE TIRE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT STRATEGIES IN ACCORDANCE WITH THIS PART 14;

(II) DEVELOP WASTE TIRE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT FACILITIES AND INFRASTRUCTURE; AND

(III) EXPAND WASTE TIRE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT SERVICES TO FEE PAYERS.

(b) THE GRANT PROGRAM IS INTENDED TO PROVIDE ECONOMIC AND TECHNICAL ASSISTANCE TO ELIGIBLE ENTITIES IN THEIR EFFORTS RELATED TO THE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT OF WASTE TIRES.

(4) (a) AN ELIGIBLE ENTITY MAY SUBMIT AN APPLICATION TO THE ENTERPRISE FOR A GRANT PURSUANT TO THE APPLICATION POLICIES AND PROCEDURES ESTABLISHED BY THE BOARD.

(b) AT A MINIMUM, AN APPLICATION SUBMITTED TO THE BOARD MUST INCLUDE THE FOLLOWING INFORMATION:

(I) AN APPLICATION NARRATIVE THAT DESCRIBES HOW THE ELIGIBLE ENTITY WILL USE THE GRANT, INCLUDING HOW THE GRANT WILL PROMOTE THE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT OF WASTE TIRES;

(II) AN ESTIMATE OF THE COST OF THE EQUIPMENT, INFRASTRUCTURE, OR PROJECT THE ELIGIBLE ENTITY IS INTENDING TO FUND WITH THE GRANT AND WHETHER THE EQUIPMENT, INFRASTRUCTURE, OR PROJECT MEETS THE REQUIREMENTS SPECIFIED IN SUBSECTION (5) OF THIS SECTION;

(III) THE AMOUNT OF IN-KIND CONTRIBUTIONS OR MATCHING FUNDS, IF ANY, TO THE PROJECT BUDGET FROM THE APPLICANT OR OTHER SOURCES OUTSIDE OF THE GRANT; AND

(IV) WHETHER THERE IS LOCAL COMMUNITY SUPPORT FOR THE GRANT APPLICATION.

(5) (a) THE BOARD MAY AWARD GRANTS TO ELIGIBLE ENTITIES FOR THE FOLLOWING PURPOSES:

(I) THE PURCHASE OF WASTE TIRE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT EQUIPMENT OR INFRASTRUCTURE;

(II) STAFFING OF WASTE TIRE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT FACILITIES;

(III) MARKETING AND COMMUNICATIONS FOR WASTE TIRE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT SERVICES;

(IV) POLICY AND RESEARCH DEVELOPMENT RELATED TO WASTE TIRE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT STRATEGIES;

(V) COMMUNITY ENGAGEMENT REGARDING WASTE TIRE RECYCLING, BENEFICIAL REUSE, AND MANAGEMENT; AND

(VI) OTHER PROJECTS OR USES AS DETERMINED BY THE BOARD.

(b) (I) THE BOARD MAY AWARD GRANTS TO AN ELIGIBLE ENTITY FOR THE PURCHASE OF EQUIPMENT OR INFRASTRUCTURE, BUT NO MORE THAN FIFTY PERCENT OF THE COST OF ANY EQUIPMENT OR INFRASTRUCTURE CAN BE FUNDED THROUGH THE GRANT PROGRAM.

(II) THE BOARD MAY AWARD GRANTS TO AN ELIGIBLE ENTITY THAT FUND ONE HUNDRED PERCENT OF THE COST OF A PROJECT THAT DOES NOT INVOLVE THE PURCHASE OF EQUIPMENT OR INFRASTRUCTURE.

(c) IN AWARDING GRANTS TO ELIGIBLE ENTITIES, THE BOARD IS SUBJECT TO THE FOLLOWING CONDITIONS:

(I) UP TO FORTY PERCENT OF THE ENTERPRISE'S ANNUAL GRANT FUNDING MAY GO TO A SINGLE AWARD; AND

(II) IF THE BOARD AWARDS A GRANT TO AN ELIGIBLE ENTITY FOR THE PURCHASE OF INFRASTRUCTURE OR EQUIPMENT, THE ELIGIBLE ENTITY IS INELIGIBLE TO RECEIVE A GRANT FOR THE FOLLOWING FIVE YEARS.

(6) (a) (I) THE BOARD SHALL ESTABLISH CRITERIA AND POLICIES TO DETERMINE WHICH GRANTS TO AWARD FROM THE GRANT APPLICATIONS, WHICH CRITERIA AND POLICIES IT SHALL MAKE AVAILABLE TO APPLICANTS.

(II) THE BOARD SHALL GIVE PRIORITY TO PROJECTS THAT ADVANCE SUSTAINABLE DESIGN, PRODUCTION, RECOVERABILITY, REUSE, REPAIR, OR RECYCLING OF WASTE TIRES, WITH THE HIGHEST PRIORITY GIVEN TO PROJECTS THAT WOULD KEEP WASTE TIRE MATERIAL AVAILABLE FOR REMANUFACTURING.

(b) THE BOARD SHALL ESTABLISH POLICIES FOR THE GRANT PROGRAM, WHICH MUST INCLUDE:

(I) AN APPLICATION FORM AND APPLICATION PROCEDURES;

(II) A DEADLINE EACH YEAR FOR WHEN GRANT PROGRAM APPLICATIONS MUST BE SUBMITTED;

(III) A POLICY THAT REQUIRES A GRANT RECIPIENT TO ENTER INTO A GRANT AGREEMENT WITH THE BOARD THAT INCLUDES A SCOPE OF WORK AND DEADLINES FOR THE ACHIEVEMENT OF THAT WORK;

(IV) CRITERIA FOR MEASURING PROGRESS OF THE PROJECTS THAT RECEIVE FUNDING THROUGH THE GRANT PROGRAM;

(V) A POLICY THAT REQUIRES ANNUAL REPORTING BY GRANT RECIPIENTS ON THE PROGRESS OF THE PROJECT FINANCED BY THE GRANT; AND

(VI) A POLICY REGARDING A GRANT RECIPIENT'S NONCOMPLIANCE WITH THE GRANT AGREEMENT ENTERED INTO BY THE GRANT RECIPIENT'S AND THE BOARD, WHICH POLICY MAY INCLUDE A MECHANISM FOR THE BOARD TO CONVERT THE GRANT RECIPIENT'S GRANT TO A LOAN WITH INTEREST.

(7) (a) THE GRANT PROGRAM IS FUNDED BY THE WASTE TIRE ENTERPRISE FEE. THE BOARD MAY DESIGNATE UP TO TEN PERCENT OF THE REVENUE GENERATED FROM THE ENTERPRISE FEE TO THE GRANT PROGRAM IN ANY GIVEN YEAR.

(b) THE BOARD SHALL NOT AWARD ANY GRANTS TO ELIGIBLE ENTITIES THROUGH THE GRANT PROGRAM AFTER DECEMBER 31, 2040.

(8) THIS SECTION IS REPEALED EFFECTIVE DECEMBER 31, 2042.".

Renumber succeeding section accordingly.

Strike "WASTE TIRE FEE" and substitute "WASTE TIRE ENTERPRISE FEE" on: **Page 4**, lines 12 and 21; **Page 6**, lines 3, 4, and 22; **Page 7**, line 4; and **Page 9**, lines 14, 16, and 19.

Finance — After consideration on the merits, the Committee recommends that **HB24-1041** be referred to the Committee on Appropriations with favorable recommendation.

Finance — After consideration on the merits, the Committee recommends that **HB24-1053** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services — After consideration on the merits, the Committee recommends that **SB24-068** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, lines 3 and 4, strike "(8) and (14);" and substitute "(8);".

Page 5, strike lines 12 and 13 and substitute "~~physician~~ PROVIDER, psychiatrist or psychologist, the individual has the ability to make and".

Page 5, line 21, strike "~~resident of the state,~~" and substitute "resident of the state".

Page 5, line 24, strike "CAPABLE ADULT" and substitute "WHO IS A CAPABLE ADULT AND".

Page 6, strike lines 2 through 11.

Page 6, strike line 24 and substitute "(1)(a) and (1)(b) as follows:".

Page 6, line 26, strike "~~resident of Colorado~~" and substitute "resident of Colorado".

Page 7, line 14, strike "~~fifteen days~~ FORTY-EIGHT HOURS," and substitute "~~fifteen~~ SEVEN days,".

Page 8, line 10, strike "(1)(l); and **repeal** (1)(b)" and substitute "(1)(l)".

Page 8, strike lines 13 and 14.

Page 14, strike lines 7 through 13 and substitute "~~provider.~~ ARTICLE 48, THE PROVIDER SHALL INFORM THE INDIVIDUAL OF THE PROVIDER'S INABILITY OR UNWILLINGNESS.".

Page 14, line 20, after "**prohibitions -**" insert "**notice to the public -**".

Page 15, strike lines 6 through 8 and substitute "FROM PROVIDING INFORMATION TO AN INDIVIDUAL REGARDING THE".

Page 15, strike lines 12 through 26 and substitute "TREATMENT ALTERNATIVE.".

Page 15, strike line 27.

Page 16, strike lines 1 through 5 and substitute:

"(2.7) A HEALTH FACILITY THAT IS A COVERED ENTITY, AS DEFINED IN SECTION 25-58-103 (1), SHALL COMPLY WITH SECTION 25-58-105 (3) AND RULES PROMULGATED PURSUANT TO SECTION 25-58-105 REGARDING THE FACILITY'S AVAILABILITY OF END-OF-LIFE HEALTH-CARE SERVICES.".

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:

MEMBERS OF THE
COLORADO HEALTHCARE AFFORDABILITY AND SUSTAINABILITY ENTERPRISE

for terms expiring May 15, 2025:

Mannat Singh of Denver, Colorado, to serve as a representative of healthcare consumers, occasioned by the resignation of Allison Neswood of Denver, Colorado, appointed;

George Lyford of Boulder, Colorado, to serve as a representative of business that purchases or otherwise provides health insurance for its employees, occasioned by the resignation of Heather Lafferty of Denver, Colorado, appointed;

for terms expiring May 15, 2026:

Scott Lindblom of Thornton, Colorado, to serve as an employee of the Department of Health Care Policy and Financing, reappointed;

Jeremy Springston of Highlands Ranch, Colorado, to serve as an employee of a hospital, reappointed;

Jason Amrich of Gunnison, Colorado, to serve as an employee of a rural hospital, appointed.

Patrick Gordon of Denver, Colorado, to represent a health insurance provider, appointed.

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO BRAIN INJURY TRUST FUND BOARD

effective July 1, 2023, for terms expiring June 30, 2026:

Renee Charlifue-Smith of Centennial, Colorado, reappointed;

Daniel Lindberg of Denver, Colorado, reappointed.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-082** be postponed indefinitely.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-121** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 2, after "(b)" insert "(I)".

Page 3, after line 4 insert:

"(II) "CRITICAL ACCESS HOSPITAL" INCLUDES A RURAL EMERGENCY HOSPITAL AS DEFINED IN 42 U.S.C. SEC. 485.502.".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB24-072** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, strike lines 11 through 27.

Page 4, strike lines 1 through 12 and substitute:

"**SECTION 2.** In Colorado Revised Statutes, 1-5-703, **amend** (2) as follows:

**1-5-703. Accessibility of polling locations to persons with disabilities.** (2) Emergency polling locations AND IN-PERSON VOTING AT COUNTY JAILS OR DETENTION CENTERS are exempt from compliance with this section.".

Page 5, line 9, strike "IN-PERSON VOTING," and substitute "EACH OF THE SERVICES REQUIRED DURING IN-PERSON VOTING SET FORTH IN SUBSECTION (4) OF THIS SECTION,".

Page 6, after line 17 insert:

"(4) (a) (I) FOR A GENERAL ELECTION, THE SHERIFF'S DESIGNEE SHALL COORDINATE WITH THE COUNTY CLERK AND RECORDER TO PROVIDE, AT A MINIMUM, ONE DAY OF IN-PERSON VOTING FOR CONFINED ELIGIBLE ELECTORS AT THE COUNTY JAIL OR DETENTION CENTER. THE IN-PERSON VOTING MUST BE OPEN FOR AT LEAST SIX HOURS AND BE HELD ON ANY DAY BETWEEN THE FIFTEENTH DAY BEFORE ELECTION DAY AND THE FOURTH DAY BEFORE ELECTION DAY.

(II) IF ON THE DATE THAT IN-PERSON VOTING IS SCHEDULED FOR, ACCESS TO THE COUNTY JAIL OR DETENTION CENTER IS UNAVAILABLE DUE TO A LOCK DOWN OR OTHER EXIGENT CIRCUMSTANCES, THEN THE SHERIFF'S DESIGNEE SHALL WORK WITH THE COUNTY CLERK AND RECORDER TO SCHEDULE A DIFFERENT DATE FOR IN-PERSON VOTING TO BE HELD IN ACCORDANCE WITH THIS SUBSECTION (4).

(b) DURING THE IN-PERSON VOTING, THE COUNTY CLERK AND RECORDER AND THE SHERIFF'S DESIGNEE SHALL PROVIDE:

(I) THE ABILITY FOR A CONFINED INDIVIDUAL, IF ELIGIBLE TO VOTE, TO REGISTER TO VOTE OR UPDATE THEIR VOTER REGISTRATION RECORD;

(II) THE ABILITY FOR A CONFINED ELIGIBLE ELECTOR TO CAST A BALLOT AND DO SO WITHOUT VIOLATING THE CONFINED ELIGIBLE ELECTOR'S RIGHT TO A SECRET BALLOT;

(III) THE ABILITY FOR A CONFINED ELIGIBLE ELECTOR WHO IS DETAINED IN A COUNTY JAIL OR DETENTION CENTER OUTSIDE THE CONFINED ELIGIBLE ELECTOR'S COUNTY OF RESIDENCE TO CAST A BALLOT CONTAINING ONLY STATEWIDE RACES AND MEASURES;

(IV) REASONABLE ACCOMMODATION IN ACCORDANCE WITH THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AS AMENDED, THAT ALLOW A CONFINED INDIVIDUAL WITH A DISABILITY, IF ELIGIBLE TO VOTE, TO REGISTER TO VOTE AND UPDATE THEIR VOTER REGISTRATION RECORD AND A CONFINED ELIGIBLE ELECTOR WITH A

DISABILITY TO CAST A BALLOT;

(V) THE ABILITY TO ACCEPT MAIL BALLOTS THAT ARE DEPOSITED BY CONFINED ELIGIBLE ELECTORS;

(VI) THE ABILITY FOR A CONFINED ELIGIBLE ELECTOR TO SUBMIT A MAIL BALLOT CURE FORM PURSUANT TO SECTIONS 1-7.5-107 (3.5) AND 1-7.5-107.3 (1.5); AND

(VII) THE ABILITY OF A CONFINED INDIVIDUAL TO CAST A PROVISIONAL BALLOT.

(5) BEFORE REGISTERING A CONFINED INDIVIDUAL TO VOTE, UPDATING A CONFINED INDIVIDUAL'S VOTER REGISTRATION, OR ALLOWING A CONFINED INDIVIDUAL TO VOTE IN ANY ELECTION, THE COUNTY CLERK AND RECORDER MUST ACCESS THE CONFINED INDIVIDUAL'S RECORD WITHIN THE DEPARTMENT OF CORRECTIONS' ONLINE OFFENDER DATABASE TO CONFIRM THAT THE CONFINED INDIVIDUAL IS NOT CURRENTLY SERVING A SENTENCE FOR A FELONY CONVICTION.

(6) THE SECRETARY OF STATE SHALL PROMULGATE RULES IN ACCORDANCE WITH ARTICLE 4 OF TITLE 24 AS MAY BE NECESSARY TO ADMINISTER AND ENFORCE THE REQUIREMENTS OF THIS SECTION.".

Page 7, line 6, strike "SECTIONS 1-5-102.9 (1)(b.9) AND" and substitute "SECTION".

Page 7, lines 13 and 14, strike "THE ONE DAY OF".

Page 7, line 15, strike "1-5-102.9 (1)(b.9)" and substitute "1-7.5-113.5 (4)(a)".

Page 7, strike lines 17 and 18 and substitute "MAY REGISTER TO VOTE DURING THE IN-PERSON VOTING;".

Page 8, strike lines 15 through 17 and substitute:

"(5) ANY FAILURE BY THE SHERIFF OR THE DESIGNEE TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION IS SUBJECT TO ASSESSMENT OF A CIVIL PENALTY TO BE DETERMINED BY THE DISTRICT COURT FOR THE JUDICIAL DISTRICT IN WHICH THE COUNTY JAIL OR DETENTION CENTER IS LOCATED, PAYABLE BY THE COUNTY. THE CIVIL PENALTY IS IN THE AMOUNT OF FIVE THOUSAND DOLLARS PER VIOLATION. THE OFFICE OF COURT EXECUTIVE OF THE JUDICIAL DISTRICT SHALL TRANSMIT FINES COLLECTED PURSUANT TO THIS SUBSECTION (5) TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE DEPARTMENT OF STATE CASH FUND CREATED IN SECTION 24-21-104 (3)(b).".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB24-1067** 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 appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
STATE HISTORICAL SOCIETY BOARD OF DIRECTORS

for terms expiring July 1, 2026:

Penfield Tate III of Denver, Colorado, reappointed;

Kate Siegel Shimko of Lafayette, Colorado, appointed;

Kayla Garcia of Lakewood, Colorado, appointed;

Brad Clark of Denver, Colorado, 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 Senate not approve the confirmations:

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2027:

Jess Beaulieu of Denver, Colorado, to serve as a representative of outdoor recreation and parks utilization, appointed;

Gary Skiba of Durango, Colorado, to serve as a representative of sportspersons and a member West of the Continental Divide, appointed.

Agriculture & Natural Resources

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

MEMBER OF THE
PARKS AND WILDLIFE COMMISSION

for a term expiring July 1, 2027:

John (Jack) Murphy of Aurora, Colorado, to serve as a representative of outdoor recreation and parks utilization, appointed.

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB24-037** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 6, strike "**rules -**".

Page 2, line 9, after the first "WATER" insert "AND WASTEWATER".

Page 3, line 4, strike "ALLOCATION,".

Page 3, strike lines 10 through 12 and substitute:

"(I) THE UNIVERSITY OF COLORADO AND COLORADO STATE UNIVERSITY, IN COLLABORATION WITH THE DIVISION, SHOULD CONDUCT A FEASIBILITY STUDY".

Page 4, strike line 22 and substitute:

"(3) (a) ON OR BEFORE OCTOBER 1, 2024, THE UNIVERSITY OF COLORADO AND COLORADO STATE UNIVERSITY, IN COLLABORATION WITH THE DIVISION, SHALL START TO".

Page 5, line 15, after "WATER" insert "AND WASTEWATER".

Page 5, strike lines 18 through 21 and substitute:

"(b) (I) THE UNIVERSITIES, IN COLLABORATION WITH THE DIVISION, SHALL COMPLETE THE FEASIBILITY STUDY ON OR BEFORE APRIL 1, 2026. WITH CONSIDERATION GIVEN TO THE FINDINGS OF THE FEASIBILITY STUDY, THE UNIVERSITIES, WITH THE APPROVAL OF THE DIVISION, SHALL ESTABLISH UP TO THREE PILOT PROJECTS IN THE STATE TO DEMONSTRATE THE:".

Strike page 6 and substitute "(3)(b) MAY BE OPERATED FOR UP TO FIVE YEARS. THE UNIVERSITIES MAY PROVIDE TECHNICAL ASSISTANCE TO THE OPERATOR OF A PILOT PROJECT THAT THE DIVISION APPROVES UNDER THIS SUBSECTION (3)(b), AND THE UNIVERSITIES SHALL RECOMMEND FOR THE DIVISION'S APPROVAL THE DESIGN, SIZE, AND MONITORING REQUIREMENTS FOR EACH PILOT PROJECT.

(c) ON OR BEFORE NOVEMBER 1, 2026, THE DIVISION, IN".

Page 7, line 2, strike "AND" and substitute "AND, ON OR BEFORE FEBRUARY 1, 2027,".

Page 7, strike lines 6 and 7 and substitute "MAY REQUEST SIMILAR REPORTS AND PRESENTATIONS BE MADE IN ANY YEAR AFTER 2027 IN WHICH THE FEASIBILITY".

Page 7, line 10, strike "(b)" and substitute "(d)".

Page 7, line 19, strike "(6)" and substitute "(4)".

Renumber succeeding subsections accordingly.

Page 7, line 23, strike "(5)(b)(II) OF THIS SECTION, THE DIVISION AND" and substitute "(3)(d)(II) OF THIS SECTION,".

Strike "(3)(c)" and substitute "(3)(a)" on: **Page 7**, lines 1, 12, and 24; and **Page 8**, line 5.

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

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

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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**HJR24-1019** by Representative(s) Garcia; also Senator(s) Kirkmeyer–Concerning the declaration of February 29, 2024, as Rare Disease Day.

Laid over until Wednesday, March 6.

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## INTRODUCTION OF BILLS -- FIRST READING

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

**HB24-1003** by Representative(s) McLachlan and Young; also Senator(s) Simpson and Michaelson Jenet--Concerning measures related to harm reduction for students.
Education

**HB24-1044** by Representative(s) Hamrick and Taggart, Kipp, Snyder, Wilson; also Senator(s) Hansen--Concerning the public employees' retirement association's limitations on employment after retirement for public school employers.
Finance

**HB24-1096** by Representative(s) Young and Lukens; also Senator(s) Kolker and Marchman--Concerning the enactment of the "School Psychologists Licensure Interstate Compact".
Education

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Senate in recess. Senate reconvened.

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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:

**HB24-1013** by Representative(s) Hartsook and Lukens; also Senator(s) Pelton R. and Bridges--Concerning victim programs in the new twenty-third judicial district.

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

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

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

Co-sponsor(s) added: Baisley, Gardner, Hansen, Lundeen, Mullica, Priola, Smallwood, Van Winkle, Will, and Winter F.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-119** by Senator(s) Exum; also Representative(s) Garcia and Mabrey--Concerning classifying the death of a parent as abandonment in determinations for vulnerable youth.

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

| YES | 21 | NO | 11 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | E | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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

Co-sponsor(s) added: Coleman, Cutter, Fields, Ginal, Gonzales, Marchman, Mullica, Priola, Rodriguez, Winter F., and Zenzinger.

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Committee of the Whole

On motion of Senator Exum, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Exum was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

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

**SB24-134** by Senator(s) Smallwood and Exum; also Representative(s) Willford--Concerning the operation of a home-based business in a common interest community.

Amendment No. 1, Local Government & Housing Committee Amendment. (Printed in Senate Journal, February 28, page(s) 345 and placed in members' bill files.)

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

**SB24-148** by Senator(s) Van Winkle; --Concerning allowing certain facilities to use water detained in a storm water detention and infiltration facility for precipitation harvesting.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment. (Printed in Senate Journal, February 28, page(s) 347-348 and placed in members' bill files.)

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

**SB24-160** by Senator(s) Fenberg and Lundeen, Rodriguez; also Representative(s) McCluskie and Pugliese, Duran--Concerning records related to complaints of discriminatory workplace practices.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. (Printed in Senate Journal, February 28, page(s) 348 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 Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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

The Committee of the Whole took the following action:

Passed on second reading: SB24-134 as amended, SB24-148 as amended, SB24-160 as amended.

---

Committee of the Whole

On motion of Senator Exum, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Exum was called to act as Chair.

---

## GENERAL ORDERS -- SECOND READING OF BILLS

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

**SB24-155** by Senator(s) Winter F.; also Representative(s) Marvin--Concerning ensuring accurate payment of family and medical leave benefits.

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

**SB24-094** by Senator(s) Gonzales and Exum; also Representative(s) Lindsay and Froelich--Concerning safe housing for residential tenants, and, in connection therewith, establishing and clarifying procedures regarding a tenant's claim of breach of the warranty of habitability.

Laid over until Wednesday, March 6, retaining its place on the calendar.

**SB24-157** by Senator(s) Fenberg, Buckner, Coleman, Cutter, Exum, Fields, Hansen, Hinrichsen, Michaelson Jenet, Priola, Rodriguez; also Representative(s) McCluskie and deGruy Kennedy, Amabile, Bird, Boesenecker, Daugherty, Duran, Froelich, Garcia, Jodeh, Lindsay, Lindstedt, McCormick, McLachlan, Sirota, Snyder, Titone--Concerning clarifying the application of the Colorado open meetings law to the Colorado general assembly.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. (Printed in Senate Journal, February 28, page(s) 348-349 and placed in members' bill files.)

Amendment No. 2(L.009), by Senator Fenberg.

Amend the State, Veterans, and Military Affairs committee report, dated February 28, 2024, page 1, strike line 16 and substitute:

"**2-3-303. Functions - report - definitions.** (3) (i) (I) (A) ON OR AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (3)(i)(I)(A), BUT BEFORE DECEMBER 31, 2024, ON OR AFTER JANUARY 1, 2025, BUT BEFORE DECEMBER 31, 2025, AND ON OR AFTER JANUARY 1, 2026, BUT BEFORE DECEMBER 31, 2026, THE EXECUTIVE COMMITTEE SHALL CONSIDER THE APPLICATION OF SECTION 24-6-402 TO THE GENERAL ASSEMBLY AT A MEETING OF THE EXECUTIVE COMMITTEE. THE EXECUTIVE COMMITTEE SHALL ALLOW THE OPPORTUNITY TO RECEIVE PUBLIC COMMENT IN CONNECTION WITH THE MEETING.

(B) THIS SUBSECTION (3)(i)(I) IS REPEALED, EFFECTIVE JULY 1, 2027.

(II) ON OR AFTER JANUARY 1, 2027, UPON REQUEST".

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

| YES | 29 | NO | 3 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | E | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-155, SB24-157 as amended.
Laid over until Wednesday, March 6: SB24-094.

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## CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

**SB24-005** by Senator(s) Roberts and Simpson, Bridges, Hinrichsen; also Representative(s) McCormick and McLachlan--Concerning the conservation of water in the state through the prohibition of certain landscaping practices.

Senator Simpson moved that the Senate concur in House amendments to **SB24-005**, as printed in House journal, February 28, page(s) 461. The motion was **adopted** by the following roll call vote:

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

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

| YES | 26 | NO | 6 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | E | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | N | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

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

**SB24-031** by Senator(s) Roberts, Bridges; also Representative(s) Lukens and McLachlan, McCormick--Concerning local authority to enforce violations of laws related to the prevention of noxious weeds.

Senator Roberts moved that the Senate concur in House amendments to **SB24-031**, as printed in House journal, February 28, page(s) 462. The motion was **adopted** by the following roll call vote:

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

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

| YES | 24 | NO | 8 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | E | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

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

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

**SB24-045** by Senator(s) Liston; also Representative(s) Rutinel and Taggart--Concerning modifications to the exemptions from the sterilization requirement under the "Pet Animal Care and Facilities Act".

Laid over until Monday, March 4, retaining its place on the calendar.

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## RECONSIDERATION OF SB24-005

**SB24-005** by Senator(s) Roberts and Simpson, Bridges, Hinrichsen; also Representative(s) McCormick and McLachlan--Concerning the conservation of water in the state through the prohibition of certain landscaping practices.

Having voted on the prevailing side, Majority Leader Rodriguez moved for reconsideration of the last Senate action, repassage, on **SB24-005**.

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

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## CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

**SB24-005** by Senator(s) Roberts and Simpson, Bridges, Hinrichsen; also Representative(s) McCormick and McLachlan--Concerning the conservation of water in the state through the prohibition of certain landscaping practices.

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

| YES | 27 | NO | 5 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | E | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

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

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

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

MEMBER OF THE
COLORADO RACING COMMISSION

for a term expiring July 1, 2027:

Dr. Kjersten Davis, DVM, of Montrose, Colorado, an Unaffiliated from the Third Congressional District, to serve as a veterinarian, appointed.

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

MEMBERS OF THE
COLORADO BANKING BOARD

effective July 2, 2023, for terms expiring July 1, 2027:

Glen Jammaron of Glenwood Springs, Colorado, to serve as a representative of bankers, and as a representative who resides west of the continental divide, reappointed;

Sarah J. Auchterlonie of Denver, Colorado, to serve as a representative of the public, reappointed;

Lora Rose of Falcon, Colorado, to serve as a representative of bankers, and as a representative of a bank having less than one hundred fifty million dollars in total assets, appointed.

for a term expiring July 1, 2025:

Kimberly Gardner of Centennial, Colorado, to serve as an executive officer of a trust company, occasioned by the resignation of Laura Gene Miller of Littleton, Colorado, appointed.

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

MEMBER OF THE
COLORADO LOTTERY COMMISSION

effective July 2, 2023, for a ter expiring July 1, 2027:

William John Clayton of Littleton, Colorado, to serve as a representative of law enforcement and an Unaffiliated, reappointed.

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

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF LOCAL AFFAIRS

for a term expiring at the Pleasure of the Governor:

Maria De Cambra of Denver, Colorado, appointed.

| YES | 31 | NO | 1 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | E | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Monday, March 4, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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

55th Legislative Day — Monday, March 4, 2024

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

Call to Order — By the President at 10:00 a.m.

Roll Call — Present--33
Excused--2, Buckner, Winter

Quorum — The President announced a quorum present.

Pledge — By Senator Rich.

Approval of the Journal — On motion of Senator Roberts, the Journal of Friday, March 1, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SB24-134, 148, 155, 157, and 160.
**Correctly Reengrossed:** SB24-119.
**Correctly Rerevised:** HB24-1013.
**Correctly Enrolled:** SB24-005 and 031.

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## COMMITTEE OF REFERENCE REPORTS

Education — After consideration on the merits, the Committee recommends that **SB24-049** be postponed indefinitely.

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## MESSAGE FROM THE HOUSE

March 1, 2024
Mr. President:

The House has adopted and returns herewith SJR24-008.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1071 and HB24-1039, amended as printed in House Journal, February 23, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES

March 1, 2024
We herewith transmit:

Without comment, as amended, HB24-1039 and 1071.

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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**SJR24-013** by Senator(s) Danielson; also Representative(s) Ortiz and Soper–Concerning honoring disability rights in Colorado.

Laid over until Wednesday, March 6.

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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:

**SB24-134** by Senator(s) Smallwood and Exum; also Representative(s) Willford--Concerning the operation of a home-based business in a common interest community.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Coleman, Fields, Gardner, Ginal, Gonzales, Jaquez Lewis, Kirkmeyer, Liston, Lundeen, Marchman, Mullica, Pelton B., Priola, Rich, Roberts, Rodriguez, and Van Winkle.

**SB24-148** by Senator(s) Van Winkle; also Representative(s) McLachlan and Bradfield--Concerning allowing certain facilities to use water detained in a storm water detention and infiltration facility for precipitation harvesting.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Pelton R., Simpson, and Will.

**SB24-160** by Senator(s) Fenberg and Lundeen, Rodriguez; also Representative(s) McCluskie and Pugliese, Duran--Concerning records related to complaints of discriminatory workplace practices.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Exum, Kirkmeyer, Marchman, Michaelson Jenet, and Priola.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-115** by Senator(s) Michaelson Jenet and Smallwood; also Representative(s) Young and Sirota--Concerning requirements to practice as a mental health professional.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 29 | NO | 4 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | N |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Danielson, Fields, Jaquez Lewis, and Priola.

**SB24-155** by Senator(s) Winter F.; also Representative(s) Marvin--Concerning ensuring accurate payment of family and medical leave benefits.

Laid over until Tuesday, March 5, retaining its place on the calendar.

**SB24-157** by Senator(s) Fenberg, Buckner, Coleman, Cutter, Exum, Fields, Hansen, Hinrichsen, Michaelson Jenet, Priola, Rodriguez; also Representative(s) McCluskie and deGruy Kennedy, Amabile, Bird, Boesenecker, Daugherty, Duran, Froelich, Garcia, Jodeh, Lindsay, Lindstedt, McCormick, McLachlan, Sirota, Snyder, Titone--Concerning clarifying the application of the Colorado open meetings law to the Colorado general assembly.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 12 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gonzales, Jaquez Lewis, Marchman, and Sullivan.

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Committee of the Whole

On motion of Senator Marchman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Marchman was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**SB24-145** by Senator(s) Gardner; also Representative(s) Snyder--Concerning the enactment of the "Uniform Unlawful Restrictions in Land Records Act".

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 29, page(s) 356 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-132** by Senator(s) Rich and Zenzinger; also Representative(s) McLachlan and Lukens--Concerning extending evaluation protections to all educators.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 29, page(s) 357 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-108** by Senator(s) Priola and Baisley, Marchman; also Representative(s) Parenti and Weinberg, Titone--Concerning a prohibition on affiliating with a public safety radio network without authorization.

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 Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-145 as amended, SB24-132 as amended, SB24-108.

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Committee of the Whole

On motion of Senator Marchman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Marchman was called to act as Chair.

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## 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:

**SCR24-001** by Senator(s) Danielson and Fields, Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Weissman, deGruy Kennedy--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning allowing Colorado lawmakers to pass laws that permit victims of childhood sexual abuse to bring a civil claim for the sexual abuse regardless of when the sexual abuse occurred.

Laid over until Friday, March 8, retaining its place on the calendar.

**SB24-150** by Senator(s) Cutter; also Representative(s) Froelich--Concerning requirements for the processing of municipal solid waste in the state.

Laid over until Thursday, March 7, retaining its place on the calendar.

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## ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Laid over until Thursday, March 7: SB24-150.
Laid over until Friday, March 8: SCR24-001.

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## CONSIDERATION OF RESOLUTIONS

**SJR24-012** by Senator(s) Gardner and Bridges; also Representative(s) Armagost and Joseph--Concerning the designation of March 4, 2024, as "Colorado Aerospace Day".

On motion of Senator Gardner, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, and Zenzinger.

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## CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

**SB24-045** by Senator(s) Liston; also Representative(s) Rutinel and Taggart--Concerning modifications to the exemptions from the sterilization requirement under the "Pet Animal Care and Facilities Act".

Senator Liston moved that the Senate concur in House amendments to **SB24-045**, as printed in House journal, February 28, page(s) 462. The motion was **adopted** by the following roll call vote:

| YES | 32 | NO | 1 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | N | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 26 | NO | 7 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Gardner.

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## CHANGE IN SPONSORSHIP

Upon announcement of President *pro tem* Coleman, Senator Roberts was removed as a Senate co-sponsor on SB24-045.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
COMMUNITY ACCESS ENTERPRISE

for a term expiring September 28, 2025:

Paul Bony of Steamboat Springs, Colorado, to serve as a representative of a business or organization that supports electric alternatives to motor vehicles, occasioned by the resignation of Alice Laird of Carbondale, Colorado, appointed.

| YES | 26 | NO | 7 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | N | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

---

MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective January 1, 2024, for terms expiring December 31, 2027:

Ron Davis of Edwards, Colorado, reappointed;

Charles Dukes of Commerce City, Colorado, reappointed;

Dominick Moreno of Commerce City, Colorado, appointed.

| YES | 26 | NO | 7 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | N | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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MEMBERS OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

effective January 1, 2024, for terms expiring December 31, 2027:

Nathaniel Easley Jr. of Denver, Colorado, reappointed;

Polly Barragan Baca of Denver, Colorado, reappointed.

| YES | 26 | NO | 7 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | N | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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## RECONSIDERATION OF CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

MEMBER OF THE
COMMUNITY ACCESS ENTERPRISE

for a term expiring September 28, 2025:

Paul Bony of Steamboat Springs, Colorado, to serve as a representative of a business or organization that supports electric alternatives to motor vehicles, occasioned by the resignation of Alice Laird of Carbondale, Colorado, appointed.

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MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective January 1, 2024, for terms expiring December 31, 2027:

Ron Davis of Edwards, Colorado, reappointed;

Charles Dukes of Commerce City, Colorado, reappointed;

Dominick Moreno of Commerce City, Colorado, appointed.

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MEMBERS OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

effective January 1, 2024, for terms expiring December 31, 2027:

Nathaniel Easley Jr. of Denver, Colorado, reappointed;

Polly Barragan Baca of Denver, Colorado, reappointed.

Having voted on the prevailing side, Senator Bridges moved for reconsideration of the last Senate action, **Consideration of Governor's Appointment -- Consent Calendar**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR (cont'd)

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
COMMUNITY ACCESS ENTERPRISE

for a term expiring September 28, 2025:

Paul Bony of Steamboat Springs, Colorado, to serve as a representative of a business or organization that supports electric alternatives to motor vehicles, occasioned by the resignation of Alice Laird of Carbondale, Colorado, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective January 1, 2024, for terms expiring December 31, 2027:

Ron Davis of Edwards, Colorado, reappointed;

Charles Dukes of Commerce City, Colorado, reappointed;

Dominick Moreno of Commerce City, Colorado, appointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

effective January 1, 2024, for terms expiring December 31, 2027:

Nathaniel Easley Jr. of Denver, Colorado, reappointed;

Polly Barragan Baca of Denver, Colorado, reappointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Marchman, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

effective July 2, 2023, for terms expiring July 1, 2026:

Damion LeeNatali of Denver, Colorado, to serve as a member with board or public service experience, appointed;

Nicholas Martinez of Denver, Colorado, to serve as a member with financial management experience, reappointed.

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | E |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

March 4, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1082, HB24-1002, HB24-1225, HB24-1241, HB24-1037, HB24-1087, HB24-1171, HB24-1291, HB24-1057, HB24-1272, and HB24-1277, amended as printed in House Journal, March 1, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB24-1046, amended as printed in House Journal, March 1, 2024, and amended on Third Reading as printed in House Journal, March 4, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1293 and HB24-1248.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB24-004, amended as printed in House Journal, March 1, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HCR24-1002, amended as printed in House Journal, March 1, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES

March 4, 2024
We herewith transmit:

Without comment, HCR24-1002 and HB24-1248 and 1293.
Without comment, as amended, HB24-1002, 1037, 1046, 1057, 1082, 1087, 1171, 1225, 1241, 1272, 1277, and 1291.
Without comment, as amended, SB24-004.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-171** by Senator(s) Will and Roberts; also Representative(s) McLachlan and Mauro--Concerning authorization for the restoration of the North American wolverine in the state.
Agriculture & Natural Resources

**SB24-172** by Senator(s) Pelton B., Ginal, Hinrichsen; also Representative(s) McLachlan--Concerning changing the phrase "industrial hemp product" to the phrase "hemp product" in the statutes that regulate marijuana.
Agriculture & Natural Resources

**SB24-173** by Senator(s) Roberts and Gardner, Hinrichsen, Marchman; also Representative(s) Soper and Titone--Concerning the regulation of persons providing mortuary science services.
Business, Labor, & Technology

**HB24-1071** by Representative(s) Garcia; also Senator(s) Michaelson Jenet and Priola--Concerning permitting a name change for a person convicted of a felony to conform with the person's gender identity.
Judiciary

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SJR24-008; and HB24-1016, 1042, 1091; HJR24-1017, HJR24-1018

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## MESSAGE FROM THE GOVERNOR

Appointment

A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

February 9, 2024

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD

effective February 13, 2024 for terms expiring February 12, 2027:

Brad Wind of Loveland, Colorado, to serve as a representative of the South Platte Basin, appointed;

John McClow of Gunnison, Colorado, to serve as a representative of the Gunnison-Uncompahgre Basin, appointed;

Barbara Vasquez of Cowdrey, Colorado, to serve as a representative of the North Platte Basin, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 2/12/24
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resouces

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## TRIBUTES

Honoring:

SCFD -- By Senator Michaelson Jenet
Colonel Robert Hurst -- By Senators Bridges & Zenzinger & Kirkmeyer & Representatives Sirota, Bird and Taggert
Pingtung County, Taiwan -- By Senators Zenzinger & Cutter and Respresentatives DeGruy-Kennedy & Duran
CCC & CCSP -- By Senator Will
The Canadian Counsel General by Senator Hansen & Representative Soper
Lt. Madison Marsh --By Senator Gardner & Representative Bradfield
Ukraine Power -- By Senator Liston
Rhonda Fields -- By Senator Buckner

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Tuesday, March 5, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

56th Legislative Day Tuesday, March 5, 2024

Prayer — By Senator Priola.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--32
Excused--3, Buckner, Fields, Will

Quorum — The President announced a quorum present.

Pledge — By Senator Rich.

Approval of the Journal — On motion of Senator Roberts, the Journal of Monday, March 4, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-171, 172, and 173; SJR24-013.
**Correctly Engrossed:** SB24-108, 132, and 145; SJR24-012.
**Correctly Reengrossed:** SB24-115, 134, 148, 157, and 160.
**Correctly Enrolled:** SB24-045.

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## 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:

MEMBER OF THE
HIGHER EDUCATION COMPETITIVE RESEARCH AUTHORITY BOARD OF DIRECTORS

for a term expiring August 21, 2027:

Angela Paccione, PhD of Denver, Colorado to serve as the Governor's appointee, 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 COMMISSION ON HIGHER EDUCATION

effective July 2, 2023 for terms expiring July 1, 2027:

Eric Jamal Tucker of Colorado Springs, Colorado, to serve as a representative of the Fifth Congressional District, reappointed;

Paul Berrick Abramson Jr. of Lakewood, Colorado, to serve as a representative of the Seventh Congressional District, reappointed;

Sarah Hughes of Edwards, Colorado, to serve as a representative 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 confirmed:

MEMBER OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

effective July 2, 2023, for a term expiring July 1, 2027:

Ana Temu Otting of Broomfield, Colorado, to serve as a representative of the Seventh Congressional District, reappointed.

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Senate in recess. Senate reconvened.

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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:

**SB24-145** by Senator(s) Gardner; also Representative(s) Snyder--Concerning the enactment of the "Uniform Unlawful Restrictions in Land Records Act".

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Gonzales, Kirkmeyer, Liston, Michaelson Jenet, Priola, and Roberts.

**SB24-132** by Senator(s) Rich and Zenzinger; also Representative(s) McLachlan and Lukens--Concerning extending evaluation protections to all educators.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 30 | NO | 2 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Exum, Ginal, Jaquez Lewis, Marchman, Michaelson Jenet, Priola, Simpson, and Winter F.

**SB24-108** by Senator(s) Priola and Baisley, Marchman; also Representative(s) Parenti and Weinberg, Titone--Concerning a prohibition on affiliating with a public safety radio network without authorization.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Ginal, Kirkmeyer, and Michaelson Jenet.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-155** by Senator(s) Winter F.; also Representative(s) Marvin--Concerning ensuring accurate payment of family and medical leave benefits.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Danielson, Ginal, Jaquez Lewis, Liston, Michaelson Jenet, Priola, and Sullivan.

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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.

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## 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:

**SB24-068** by Senator(s) Ginal; also Representative(s) Brown--Concerning end-of-life options for an individual with a terminal illness.

Laid over until Thursday, March 7, retaining its place on the calendar.

**HB24-1067** by Representative(s) Ortiz and Bradley; also Senator(s) Winter F.--Concerning ballot access for candidates with disabilities.

Laid over until Wednesday, March 6, retaining its place on the calendar.

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## 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 | 28 | NO | 4 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Laid over until Wednesday, March 6: HB24-1067.
Laid over until Thursday, March 7: SB24-068.

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## CONSIDERATION OF RESOLUTIONS

**SJR24-011** by Senator(s) Baisley; also Representative(s) Valdez and Soper--Concerning the recognition of Colorado's globally competitive quantum technology industry.

Laid over until Thursday, March 14, retaining its place on the calendar.

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## CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

**SB24-004** by Senator(s) Pelton R. and Fields, Rodriguez, Van Winkle; also Representative(s) Frizell and Lindstedt, Martinez--Concerning the administration of county veterans service offices.

Laid over until Wednesday, March 6, retaining its place on the calendar.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
COLORADO BRAIN INJURY TRUST FUND BOARD

effective July 1, 2023, for terms expiring June 30, 2026:

Renee Charlifue-Smith of Centennial, Colorado, reappointed;

Daniel Lindberg of Denver, Colorado, reappointed.

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Ginal, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
COLORADO HEALTHCARE AFFORDABILITY
AND SUSTAINABILITY ENTERPRISE

for terms expiring May 15, 2025:

Mannat Singh of Denver, Colorado, to serve as a representative of healthcare consumers, occasioned by the resignation of Allison Neswood of Denver, Colorado, appointed;

George Lyford of Boulder, Colorado, to serve as a representative of business that purchases or otherwise provides health insurance for its employees, occasioned by the resignation of Heather Lafferty of Denver, Colorado, appointed;

for terms expiring May 15, 2026:

Scott Lindblom of Thornton, Colorado, to serve as an employee of the Department of Health Care Policy and Financing, reappointed;

Jeremy Springston of Highlands Ranch, Colorado, to serve as an employee of a hospital, reappointed;

Jason Amrich of Gunnison, Colorado, to serve as an employee of a rural hospital, appointed.

Patrick Gordon of Denver, Colorado, to represent a health insurance provider, appointed.

| YES | 22 | NO | 10 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | E |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | E | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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On motion of Senator Coleman, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
STATE HISTORICAL SOCIETY BOARD OF DIRECTORS

for terms expiring July 1, 2026:

Penfield Tate III of Denver, Colorado, reappointed;

Kate Siegel Shimko of Lafayette, Colorado, appointed;

Kayla Garcia of Lakewood, Colorado, appointed;

Brad Clark of Denver, Colorado, appointed.

| YES | 30 | NO | 2 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | N | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the remaining Consideration of Governor's Appointment Calendar (Members of the Parks and Wildlife Commission) of Tuesday, March 5, was laid over until Friday, March 8, retaining its place on the calendar.

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

March 5, 2024
Mr. President:

The House has adopted and returns herewith SJR24-012.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1257, HB24-1072, and HB24-1131, amended as printed in House Journal, March 4, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1228, HB24-1275, and HB24-1234.

The House has voted to concur in the Senate amendments to HB24-1048 and has repassed the bill as so amended.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1347.

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## MESSAGE FROM THE REVISOR OF STATUTES

March 5, 2024
We herewith transmit:

Without comment, HB24-1347.
Without comment, HB24-1228, 1234, and 1275.
Without comment, as amended, HB24-1072, 1131, and 1257.

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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

**HCR24-1002** by Representative(s) Duran and Lynch; also Senator(s) Fields and Gardner–Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning creating an exception to the right to bail for cases of murder in the first degree when proof is evident or presumption is great.
Judiciary

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-174** by Senator(s) Kirkmeyer and Zenzinger, Bridges, Baisley, Gardner, Ginal, Liston, Lundeen, Pelton B., Pelton R., Rich, Simpson, Smallwood, Will; also Representative(s) Bird, Pugliese, Armagost, Bradfield, Evans, Frizell, Lynch, Taggart, Weinberg, Wilson, Winter T.--Concerning state support for sustainable affordable housing, and, in connection therewith, making an appropriation.
Local Government & Housing

**SB24-175** by Senator(s) Fields and Buckner, Hansen; also Representative(s) McLachlan--Concerning measures to improve perinatal health outcomes.
Health & Human Services

**HB24-1225** by Representative(s) Duran and Lynch; also Senator(s) Fields and Gardner--Concerning procedures in murder in the first degree cases, and, in connection therewith, an exception to the right to bail for cases of murder in the first degree when proof is evident or presumption is great.
Judiciary

**HB24-1241** by Representative(s) Epps and Mabrey; also Senator(s) Rodriguez--Concerning aligning the threshold for a comparable municipal offense to a state-level petty property crime for purposes of prohibiting a monetary condition of release.
Judiciary

**HB24-1248** by Representative(s) Snyder and Soper; also Senator(s) Gardner--Concerning the "Uniform Non-Testamentary Electronic Estate Planning Documents Act".
Judiciary

**HB24-1347** by Representative(s) Duran and McCluskie; also Senator(s) Rodriguez and Fenberg--Concerning the payment of the expenses of the legislative department.
Appropriations

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, March 6, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

57th Legislative Day — Wednesday, March 6, 2024

Prayer — By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--34
Excused--1, Will

Quorum — The President announced a quorum present.

Pledge — By Senator Rich.

Approval of the Journal — On motion of Senator Roberts, the Journal of Tuesday, March 5, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-174 and 175.
**Correctly Reengrossed:** SB24-108, 132, 145, and 155.
**Correctly Enrolled:** SJR24-008.

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## 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:

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

effective July 1, 2023, for terms expiring June 30, 2024:

Monte Mullins of Alamosa, Colorado, reappointed;

John DeRungs of Denver, Colorado, reappointed;

Claudia Crane of Crestone, Colorado, reappointed;

Diane DeVries of Wheat Ridge, Colorado, reappointed;

Jess Ketchum of Pagosa Springs, Colorado, reappointed;

effective July 1, 2023, for a term expiring June 30, 2027:

Sondra Mercier of Westminster, Colorado, reappointed.

Finance — The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
BOARD OF ASSESSMENT APPEALS

for a term expiring June 30, 2024:

Jeb Marsh of Dillon, Colorado, appointed.

Finance

The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
ADVISORY COMMITTEE ON
GOVERNMENTAL ACCOUNTING

for terms expiring May 18, 2027:

Carrie Bartow of Colorado Springs, Colorado, to serve as a representative of special service districts, reappointed;

Brenda Richey of Boulder, Colorado, to serve as a representative of city and county governments, reappointed.

Finance

The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF REVENUE

for a term expiring at the pleasure of the Governor:

Heidi Humphreys of Evergreen, Colorado, appointed.

Finance

After consideration on the merits, the Committee recommends that **SB24-120** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 14, strike lines 18 and 19 and substitute "custodian of the fund, and THE COURT EXECUTIVE SHALL PAY all disbursements from the fund ~~shall be paid by him~~ upon written authorization of the".

Finance

After consideration on the merits, the Committee recommends that **HB24-1119** 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 **SB24-076** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 9, strike "PLANTS;" and substitute "PLANTS CONTAINING A DELTA-9 TETRAHYDROCANNABINOL CONCENTRATION OF NO MORE THAN THREE-TENTHS OF ONE PERCENT ON A DRY WEIGHT BASIS;".

Page 4, line 6, strike "(2)(d)(I), (2)(d)(II), (2)(d)(III)," and substitute "(2)(d)(III)(A), (2)(d)(III)(B),".

Page 4, line 7, strike "(2)(dd)(XIV), (9)(a), and (9)(b)(I);" and substitute "(2)(dd)(XIV), and (3)(h);".

Page 4, strike lines 12 through 26.

Page 4, line 27, before "(III)" insert "(d)".

Page 5, line 1, strike "IN AN AMOUNT THAT IS".

Page 5, lines 13 and 14, strike "~~quantities of any~~ A substance IN AN AMOUNT THAT IS" and substitute "quantities of ~~any~~ A substance".

Page 5, strike lines 17 through 20.

Page 5, line 22, strike "~~and frequency~~" and substitute "and frequency".

Page 6, lines 17 and 18, strike "FEE, NOT TO EXCEED FOUR THOUSAND DOLLARS PER FACILITY," and substitute "FEE".

Page 8, line 3, strike "SECTION," and substitute "SECTION, ON AND AFTER JANUARY 1, 2027,".

Page 8, after line 5 insert:

"(3) In promulgating rules pursuant to this section, the state licensing authority may seek the assistance of the department of public health and environment when necessary before promulgating rules on the following subjects:

(h) A requirement that every medical marijuana store and retail marijuana store post, at all times and in a prominent place AT EVERY POINT OF SALE, a warning that has a minimum height of three inches and a width of six inches and that reads:

**Warning:** Using marijuana, in any form, while you are pregnant or breastfeeding passes THC to your baby and may be harmful to your baby. There is no known safe amount of marijuana use during pregnancy or breastfeeding.".

Page 8, strike lines 6 through 25.

Renumber succeeding sections accordingly.

Page 9, line 1, after "(b)" insert "(I)".

Page 9, after line 7 insert:

"(II) (A) THIS SUBSECTION (6)(b) APPLIES TO LICENSES ISSUED AFTER THE EFFECTIVE DATE OF THIS SECTION, AS AMENDED.

(B) THIS SUBSECTION (6)(b)(II) IS REPEALED, EFFECTIVE JULY 1, 2026.".

Page 9, lines 8 and 9, strike "**amend** (2); and".

Page 9, strike lines 11 through 27 and substitute "**rules.** (3) A LICENSE ISSUED BY THE STATE LICENSING AUTHORITY UNDER THIS ARTICLE 10 EXPIRES TWO YEARS AFTER ISSUANCE; EXCEPT THAT A PERSON THAT HOLDS MULTIPLE LICENSES MAY ELECT TO HAVE ONE OR MORE LICENSES EXPIRE IN LESS".

Page 10, strike lines 6 through 15 and substitute:

"(4) ON OR AFTER JANUARY 1, 2026, THE STATE LICENSING AUTHORITY SHALL PROMULGATE RULES AUTHORIZING MULTIPLE REGULATED MARIJUANA BUSINESS LICENSEES WITH IDENTICAL CONTROLLING BENEFICIAL OWNERS TO SUBMIT A SINGLE INITIAL APPLICATION OR A SINGLE RENEWAL APPLICATION THROUGH A UNIFIED APPLICATION PROCESS. THE STATE LICENSING AUTHORITY SHALL PROMULGATE RULES SETTING STANDARDS AND REQUIREMENTS FOR UNIFIED APPLICATION PROCESSING.".

Page 10, line 17, before "(11)(a)(II)" insert "(3)(g) and".

Page 10, strike line 18 and substitute:

"**44-10-501. Medical marijuana store license.** (3) (g) When completing a sale of medical marijuana concentrate, the medical marijuana store shall ~~provide the patient with~~ PHYSICALLY ATTACH TO THE PATIENT'S RECEIPT OF SALE, PRODUCT CONTAINER, OR EXIT PACKAGING the tangible educational resource created by the state licensing authority ~~pursuant to section 44-10-202 (8)~~ regarding the use of medical marijuana concentrate.

(11) (a) (II) A".

Page 10, line 25, strike "and (7)(c)" and substitute "(7)(c), and (7)(d)".

Page 11, line 13, strike "TRANSFER OR DELIVER" and substitute "SELL, TRANSFER, OR SHIP".

Page 11, strike lines 24 through 27 and substitute:

"(III) FOR SALES, TRANSFERS, OR SHIPMENTS TO AN INDIVIDUAL, A MEDICAL MARIJUANA CULTIVATION FACILITY SHALL ESTABLISH PROCESSES AND PROCEDURES TO CONFIRM THAT THE PURCHASING OR RECEIVING INDIVIDUAL IS TWENTY-ONE YEARS OF AGE OR OLDER USING AN AGE VERIFICATION PROCESS, SUCH AS AUTHENTICATION VERIFICATION, BIOMETRIC VERIFICATION, OR DOCUMENT VERIFICATION. THE STATE LICENSING AUTHORITY SHALL VERIFY COMPLIANCE WITH THIS REQUIREMENT BY CONFIRMING THAT THE LICENSEE HAS ESTABLISHED THE PROCESSES AND PROCEDURES REQUIRED UNDER THIS SUBSECTION (7)(b)(III).".

Page 12, line 2, strike "TRANSFER OR DELIVERY" and substitute "SALE, TRANSFER, OR SHIPMENT".

Page 12, after line 3 insert:

"(V) A LICENSED MEDICAL MARIJUANA CULTIVATION FACILITY SHALL NOT TRANSFER GENETIC MATERIAL DIRECTLY TO CONSUMERS WHO ARE PRESENT ON THE LICENSED PREMISES.".

Page 12, line 6, strike "RECORD KEEPING, AND AGE VERIFICATION." and substitute "AND RECORD KEEPING.".

Page 12, line 7, after "RULES" insert "AND CONDUCTING ENFORCEMENT ACTIONS".

Page 12, line 11, strike "POSSESSED BY" and substitute "ON THE LICENSED PREMISES OF".

Page 12, line 17, strike "OR".

Page 12, line 20, strike "MATERIAL." and substitute "MATERIAL; OR

(IV) MONITOR OR TAKE ENFORCEMENT ACTION ASSOCIATED WITH A LICENSEE'S GENETIC MATERIAL ACTIVITIES THAT OCCUR OUTSIDE OF THE LICENSED PREMISES.

(d) THIS SUBSECTION (7) DOES NOT LIMIT THE APPLICABILITY OF ANOTHER STATE'S LAW, THE APPLICABILITY OF FEDERAL LAW, OR ENFORCEMENT BY FEDERAL AGENCIES.".

Page 13, line 1, before "(13)(a)(II)" insert "(3)(d) and".

Page 13, strike line 3 and substitute:

"(3) (d) When completing a sale of retail marijuana concentrate, the retail marijuana store shall ~~provide the customer with~~ PHYSICALLY ATTACH TO THE CUSTOMER'S RECEIPT OF SALE, PRODUCT CONTAINER, OR EXIT PACKAGING the tangible educational resource created by the state licensing authority through rule-making ~~pursuant to section 44-10-202 (8)~~ regarding the use of medical marijuana concentrate.

(13) (a) (II) A retail marijuana delivery permit is valid for ~~one year~~ TWO".

Page 13, line 9, strike "and (12)(c)" and substitute "(12)(c), and (12)(d)".

Page 13, line 25, strike "TRANSFER OR DELIVER" and substitute "SELL, TRANSFER, OR SHIP".

Page 14, strike lines 9 through 12 and substitute:

"(III) FOR SALES, TRANSFERS, OR SHIPMENTS TO AN INDIVIDUAL, A RETAIL MARIJUANA CULTIVATION FACILITY SHALL ESTABLISH PROCESSES AND PROCEDURES TO CONFIRM THAT THE PURCHASING OR RECEIVING INDIVIDUAL IS TWENTY-ONE YEARS OF AGE OR OLDER USING AN AGE VERIFICATION PROCESS,

SUCH AS AUTHENTICATION VERIFICATION, BIOMETRIC VERIFICATION, OR DOCUMENT VERIFICATION. THE STATE LICENSING AUTHORITY SHALL VERIFY COMPLIANCE WITH THIS REQUIREMENT BY CONFIRMING THAT THE LICENSEE HAS ESTABLISHED THE PROCESSES AND PROCEDURES REQUIRED UNDER THIS SUBSECTION (12)(b)(III).".

Page 14, line 14, strike "TRANSFER OR DELIVERY" and substitute "SALE, TRANSFER, OR SHIPMENT".

Page 14, after line 15 insert:

"(V) A LICENSED RETAIL MARIJUANA CULTIVATION FACILITY SHALL NOT TRANSFER GENETIC MATERIAL DIRECTLY TO CONSUMERS WHO ARE PRESENT ON THE LICENSED PREMISES.".

Page 14, line 18, strike "RECORD KEEPING, AND AGE VERIFICATION." and substitute "AND RECORD KEEPING.".

Page 14, line 19, after "RULES" insert "AND CONDUCTING ENFORCEMENT ACTIONS".

Page 14, line 23, strike "POSSESSED BY" and substitute "ON THE LICENSED PREMISES OF".

Page 15, line 2, strike "OR".

Page 15, line 5, strike "MATERIAL." and substitute "MATERIAL; OR

(IV) MONITOR OR TAKE ENFORCEMENT ACTION ASSOCIATED WITH A LICENSEE'S GENETIC MATERIAL ACTIVITIES THAT OCCUR OUTSIDE OF THE LICENSED PREMISES.".

Page 15, after line 5 insert:

"(d) THIS SUBSECTION (12) DOES NOT LIMIT THE APPLICABILITY OF ANOTHER STATE'S LAW, THE APPLICABILITY OF FEDERAL LAW, OR ENFORCEMENT BY FEDERAL AGENCIES.".

Page 15, strike lines 12 through 27.

Page 16, strike lines 1 through 8.

Renumber succeeding sections accordingly.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB24-149** 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 "**amend** (1)(a), (2), (5)(a), and (5)(b)(II); **repeal** (5)(c); and".

Page 2, line 4, strike "and (8)" and substitute "(8), (9), (10) and (11)".

Page 2, line 7, strike "(1) (a) There is hereby created, as a separate account in the" and substitute "(6) WHEN COMMUNICATING WITH OR REACHING AN AGREEMENT".

Page 2, strike lines 8 through 23.

Strike page 3.

Page 4, strike lines 1 through 16.

Page 5, after line 6 insert:

"(9) PURSUANT TO THE LEGISLATIVE INTENT DECLARED IN SECTION 24-30-1501(1), TO EXPLORE, ON AN ANNUAL BASIS, THE AVAILABILITY OF INSURANCE POLICIES. IF THE STATE ELECTS TO SELF-INSURE WORKERS' COMPENSATION CLAIMS, THE DEPARTMENT OF PERSONNEL SHALL SEEK AND

OBTAIN QUOTES FROM PINNACOL ASSURANCE AND AT LEAST THREE OTHER INSURANCE COMPANIES THAT PROVIDE WORKERS' COMPENSATION INSURANCE IN COLORADO. EACH QUOTE MUST CONTAIN AN ESTIMATE OF THE COST TO THE STATE TO PURCHASE WORKERS' COMPENSATION INSURANCE FROM THE QUOTING INSURANCE COMPANY FOR THE FOLLOWING CALENDAR YEAR.

(10) EACH QUOTE OBTAINED PURSUANT TO SUBSECTION (9) OF THIS SECTION MUST BE PRESENTED TO THE GENERAL ASSEMBLY IN A QUOTE REPORT BY THE DEPARTMENT OF PERSONNEL NO LATER THAN DECEMBER 10 OF EACH YEAR. EACH QUOTE REPORT MUST SPECIFY:

(a) THE NAME OF THE INSURANCE COMPANY THAT PROVIDED THE QUOTE AND THE DOLLAR AMOUNT OF THE QUOTE;

(b) THE COSTS ASSOCIATED WITH THE SELF-INSURANCE SELECTED BY THE STATE FOR THE CURRENT CALENDAR YEAR, INCLUDING A BREAKDOWN OF THAT COST WHICH MUST INCLUDE, BUT IS NOT LIMITED TO, INDEMNITY BENEFITS, MEDICAL BENEFITS, COSTS PAID TO THIRD PARTY ADMINISTRATORS AND AN IDENTIFICATION OF THOSE THIRD PARTY ADMINISTRATORS, ACTUARIAL COSTS, PREMIUMS PAID FOR OUT OF STATE INSURANCE, EACH STATE DEPARTMENT'S COSTS, ACTUAL OR ESTIMATED COSTS OF LITIGATION, AND OTHER PERMITS, FEES, PAYMENTS AND EXPENDITURES RELATED TO THE STATE'S SELF-INSURANCE OF WORKERS' COMPENSATION CLAIMS; AND

(c) WHETHER THE STATE'S COSTS RELATED TO SELF-INSURANCE OF WORKERS' COMPENSATION CLAIMS INCREASED OR DECREASED COMPARED TO THE PREVIOUS CALENDAR YEAR.

(11) IN ADDITION TO THE QUOTE REPORT REQUIREMENTS SPECIFIED IN SUBSECTION (10) OF THIS SECTION, THE FIRST QUOTE REPORT MUST SPECIFY, OVER THE PREVIOUS THREE YEARS, FROM WHICH INSURANCE COMPANIES THE STATE REQUESTED QUOTES, THE TOTAL NUMBER OF INSURANCE COMPANIES THAT RESPONDED TO THE STATE'S QUOTE REQUESTS, AND THE ESTIMATED COST REPORTED IN EACH RECEIVED QUOTE.".

Page 5, strike lines 19 through 27.

Page 6, strike lines 1 through 10.

Renumber succeeding section accordingly.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**HB24-1039** by Representative(s) Vigil and Titone; also Senator(s) Winter F. and Marchman--Concerning non-legal name changes for students in schools.
Education

**HB24-1057** by Representative(s) Woodrow and Mabrey; also Senator(s) Gonzales and Hinrichsen--Concerning prohibiting the use of an algorithmic device by a landlord for the purpose of determining the amount of rent to charge a residential tenant, and, in connection therewith, declaring that such use is an unfair or deceptive trade practice under the "Colorado Consumer Protection Act".
Local Government & Housing

**HB24-1082** by Representative(s) Taggart and Mabrey; also Senator(s) Rich and Coleman--Concerning the designation of state institutions of higher education as first-generation-serving institutions.
Education

**HB24-1087** by Representative(s) McCormick and Armagost; also Senator(s) Kirkmeyer and Marchman--Concerning the creation of an additional pathway for educators to gain an endorsement for special education instruction.
Education

**HB24-1277** by Representative(s) Daugherty and Holtorf, Brown, Lieder, Young; also Senator(s) Gonzales--Concerning the continuation of the youth restraint and seclusion working group, and, in connection therewith, implementing the recommendation in the 2023 sunset report by the department of regulatory agencies.
Health & Human Services

**HB24-1291** by Representative(s) English and Joseph; also Senator(s) Roberts and Gardner--Concerning a licensed legal paraprofessional's authority to represent individuals in certain domestic relations matters.
Judiciary

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Committee of the Whole

On motion of Senator Marchman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Marchman was called to act as Chair.

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## 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:

**SB24-094** by Senator(s) Gonzales and Exum; also Representative(s) Lindsay and Froelich--Concerning safe housing for residential tenants, and, in connection therewith, establishing and clarifying procedures regarding a tenant's claim of breach of the warranty of habitability.

Laid over until Thursday, March 7, retaining its place on the calendar.

**HB24-1067** by Representative(s) Ortiz and Bradley; also Senator(s) Winter F.--Concerning ballot access for candidates with disabilities.

Amendment No. 1(L.006), by Senator Liston.

Amend reengrossed bill, page 3, line 4, strike "THE PETITION PROCESS BY WHICH CANDIDATES MAY ACCESS".

Page 3, strike lines 5 and 6.

Page 4, after line 24 insert:

"**SECTION 3.** In Colorado Revised Statutes, 1-4-801, **amend** (5)(a) as follows:

**1-4-801. Designation of party candidates by petition.** (5) (a) Party petitions shall not be circulated nor any signatures be obtained prior to the ~~third Tuesday in January~~ FIRST BUSINESS DAY IN JANUARY. Petitions must be filed no later than the close of business on the third Tuesday in March, OR ON THE SEVENTY-FIFTH DAY AFTER THE FIRST BUSINESS DAY IN JANUARY, WHICHEVER IS LATER.".

Renumber succeeding section accordingly.

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

On motion of Senator Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 31 | NO | 3 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | E |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1067 as amended.
Laid over until Thursday, March 7: SB24-094.

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## CONSIDERATION OF RESOLUTIONS

**HJR24-1019** by Representative(s) Garcia; also Senator(s) Kirkmeyer--Concerning the declaration of February 29, 2024, as Rare Disease Day.

On motion of Senator Kirkmeyer, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Winter F., and Zenzinger.

**SJR24-013** by Senator(s) Danielson; also Representative(s) Ortiz and Soper--Concerning honoring disability rights in Colorado.

On motion of Senator Danielson, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Winter F., and Zenzinger.

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## CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

**SB24-004** by Senator(s) Pelton R. and Fields, Rodriguez, Van Winkle; also Representative(s) Frizell and Lindstedt, Martinez--Concerning the administration of county veterans service offices.

Senator Pelton, R. moved that the Senate concur in House amendments to **SB24-004**, as printed in House journal, March 1, page(s) 520. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Bridges.

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SJR24-012.

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Finance After consideration on the merits, the Committee recommends that **SB24-126** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend the Agriculture and Natural Resources Committee Report, dated February 22, 2024, page 2, line 3, after "portion," insert "(1)(a),".

Page 2 of the report, line 4, strike "(1)(d)(I), and (I)(d)(II);"" and substitute "and (1)(d)(I);"".

Page 2 of the report, strike line 5 and substitute "substitute "(8); and **add** (1)(d)(III).".

Page 2 of the report, line 15, after "~~constitution.~~" add "ONE VOTING MEMBER REPRESENTING THE GREAT OUTDOORS COLORADO TRUST FUND, APPOINTED BY AND SERVING AT THE PLEASURE OF THE EXECUTIVE DIRECTOR OF THE STATE BOARD OF THE GREAT OUTDOORS COLORADO TRUST FUND;".

Page 2 of the report, line 16, strike "FIVE" and substitute "FOUR".

Page 2 of the report, line 21, strike "~~and~~" and substitute "and".

Page 2 of the report, line 23, strike "2279;" and substitute "2279.".

Page 2 of the report, strike lines 24 through 27 and substitute:

"(8) This section is repealed, effective ~~July 1, 2026~~ JULY 1, 2033."

Page 2 of the report, strike line 28 and substitute "Page 3, line 5, strike "(2.5);" and substitute "(2)(a), (2)(b), (2.5), (4)(a)(II.7), and (7.5)(a);".

Page 3 of the bill, after line 17 insert:

"(2) (a) For income tax years commencing on or after January 1, 2000, but prior to January 1, 2014, and, with regard to any credit over the amount of one hundred thousand dollars, for income tax years commencing on or after January 1, 2003, BUT BEFORE JANUARY 1, 2033, subject to the provisions of subsections (4) and (6) of this section, there shall be allowed a credit with respect to the income taxes imposed by this article to each taxpayer who donates during the taxable year all or part of the value of a perpetual conservation easement in gross created pursuant to article 30.5 of title 38. ~~C.R.S.~~ upon real property the taxpayer owns to a governmental entity or a charitable organization described in section 38-30.5-104 (2). ~~C.R.S.~~ The credit shall only be allowed for a donation that is eligible to qualify as a qualified conservation contribution pursuant to section 170 (h) of the internal revenue code, as amended, and any federal regulations promulgated in connection with such section. The amount of the credit shall not include the value of any portion of an easement on real property located in another state.

(b) For income tax years commencing on or after January 1, 2014, BUT BEFORE JANUARY 1, 2033, and, with regard to any credit over the amount of one hundred thousand dollars, for income tax years commencing on or after January 1, 2003, BUT BEFORE JANUARY 1, 2033, subject to the provisions of subsections (4) and (6) of this section, there shall be allowed a credit with respect to the income taxes imposed by this article to each taxpayer who donates during the taxable year all or part of the value of a perpetual conservation easement in gross created pursuant to article 30.5 of title 38. ~~C.R.S.~~ upon real property the taxpayer owns to a governmental entity or a charitable organization described in section 38-30.5-104 (2). ~~C.R.S.~~ The credit shall only be allowed for a donation that meets the requirements of section 170 of the federal "Internal Revenue Code of 1986", as amended, and any federal regulations promulgated in accordance with such section. The amount of the credit shall not include the value of any portion of an easement on real property located in another state.".

Page 3 of the bill, line 20, after "2011," insert "BUT BEFORE JANUARY 1, 2033,".

Page 4 of the bill, lines 3 and 4, strike "CALENDAR YEAR THEREAFTER," and substitute "OF THE 2025 TO 2032 CALENDAR YEARS,".

Page 3 of the report, line 25, strike "~~application~~ PRIORITY" and substitute "application".

Page 6 of the bill, after line 10 insert:

"(7.5) (a) For income tax years commencing on or after January 1, 2021, BUT BEFORE JANUARY 1, 2033, in lieu of a credit with respect to the income taxes imposed by this article 22, there is allowed a transferable expense amount to each qualified entity that donates during the taxable year all or part of the value of a perpetual conservation easement in gross created pursuant to article 30.5 of title 38 upon real property the qualified entity owns to a governmental entity or a charitable organization described in section 38-30.5-104 (2). A transferable expense amount shall be treated in all manners as a tax credit for purposes of this section, including provisions governing the amount, valuation, and transfer of a tax credit; except that the transferable expense amount may only be transferred to a transferee to be claimed by the transferee as a credit pursuant to this section. A qualified entity may transfer a transferable expense amount to be claimed as a credit by a transferee pursuant to this section regardless of whether the qualified entity receives value in

exchange for the transfer.".

Page 6 of the bill, after line 23, insert: "(13) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2053.".

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Senate in recess. Senate reconvened.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Thursday, March 7, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

58th Legislative Day Thursday, March 7, 2024

Prayer — By Senator Baisley.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--32
Excused--3, Fields, Gardner, Lundeen
Present later--1, Lundeen

Quorum — The President announced a quorum present.

Pledge — By Senator Rich.

Approval of the Journal — On motion of Senator Roberts, the Journal of Wednesday, March 6, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SJR24-013.
**Correctly Revised:** HB24-1067; HJR24-1019.
**Correctly Enrolled:** SB24-004; SJR24-012.

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## COMMITTEE OF REFERENCE REPORTS

Agriculture & Natural Resources — After consideration on the merits, the Committee recommends that **SB24-161** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, line 16, strike "and (1.4)(x);" and substitute, "(1.4)(x), and (1.6)(b);"

Page 4, after line 17, insert:

"(1.6) (b) (I) For a fee or surcharge described in articles 1 to 6 of this title 33, the commission may, by rule, adjust the fee or surcharge by an amount up to the total amount reflected by the annual percentage change in the United States department of labor's bureau of labor statistics consumer price index for Denver-Aurora-Lakewood for all items and all urban consumers, or its applicable predecessor or successor index. The adjustment is not effective until the commission notifies the joint budget committee of the adjustment.

(II) (A) FOR A FEE FOR RESIDENT AND NONRESIDENT LICENSES DESCRIBED IN SECTION (1.4) OF THIS SECTION, THE COMMISSION MAY, BY RULE, ADJUST THE FEE BY AN AMOUNT UP TO THE TOTAL AMOUNT REFLECTED BY THE ANNUAL PERCENTAGE CHANGE IN THE UNITED STATES DEPARTMENT OF LABOR'S BUREAU OF LABOR STATISTICS CONSUMER PRINCE INDEX FOR DENVER-AURORA-LAKEWOOD FOR ALL ITEMS AND ALL URBAN CONSUMERS, OR ITS SUCCESSOR INDEX.

(B) IF THE COMMISSION ADJUSTS A FEE IN ACCORDANCE WITH SUBSECTION (1.6)(b)(II)(A) OF THIS SECTION, THE COMMISSION SHALL BASE THE ADJUSTMENT ON THE PRICES FOR FEES AS THOSE PRICES WERE ESTABLISHED BY SENATE BILL 18-143, AS ENACTED IN 2018, AND DESCRIBED IN SUBSECTION (1.4) OF THIS SECTION.

(C) THE FEE ADJUSTMENT DESCRIBED IN THIS SUBSECTION (1.6)(b)(II) IS NOT EFFECTIVE UNTIL THE COMMISSION NOTIFIES THE JOINT BUDGET COMMITTEE OF THE ADJUSTMENT.".

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB24-137** 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 3, strike "if" and substitute "if:".

Page 3, line 4, strike "~~(I)~~ the" and substitute "(I) The".

Page 3, line 6, strike "MET." and substitute "MET; OR".

Page 3, strike lines 7 and 8 and substitute:

"(II) The uncertified potatoes are no more than one generation from certified parent potatoes or qualified parent potatoes, AND THE POTATO GROWER SUBMITS THE UNCERTIFIED POTATO SEED STOCK TO THE CERTIFYING AUTHORITY OF COLORADO FOR TESTING.".

Page 3, strike lines 18 through 22.

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
COLORADO COMMISSION ON JUDICIAL DISCIPLINE

for terms expiring June 30, 2027:

Ingrid Barrier of Denver, Colorado, to serve as an attorney, appointed;

Stefanie Trujillo of Commerce City, Colorado, to serve as a non-attorney, appointed.

Trans-portation & Energy

After consideration on the merits, the Committee recommends that **SB24-100** 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 "(5)(a)(I)(C)" and substitute "(5)(a)(I)(C); and **add** (5)(a)(I)(C.5) and (5)(a)(I)(G)".

Page 2, strike lines 9 through 11 and substitute "effective on ANY PORTION OF interstate 70 ~~between milepost 133 (Dotsero) and~~ WEST OF milepost 259 (Morrison) AND ANY U.S. HIGHWAY WEST OF MILEPOST 259 (MORRISON) from September 1 through May".

Page 3, line 1, strike "HIGHWAY." and substitute "HIGHWAY FOR ANY COMMERCIAL VEHICLE WITH A DECLARED GROSS VEHICLE WEIGHT RATING OF SIXTEEN THOUSAND ONE POUNDS OR MORE.".

Page 3, after line 4 insert:

"(C.5) A CLOSURE OR RESTRICTION UNDER THIS SUBSECTION (5) IS EFFECTIVE ON ANY MOTOR VEHICLE WHEN SIGNS, INCLUDING TEMPORARY OR ELECTRONIC SIGNS, THAT NOTIFY THE PUBLIC OF THE CLOSURE OR RESTRICTION ARE ERECTED UPON THE HIGHWAY, AND THE RESTRICTION IN SUBSECTION (5)(a)(I)(B) OF THIS SECTION IS EFFECTIVE ON INTERSTATE 70 BETWEEN MILEPOST 133 (DOTSERO) AND MILEPOST 259 (MORRISON) FROM SEPTEMBER 1 THROUGH MAY 31 OF EACH YEAR. IT IS UNLAWFUL TO PROCEED WHEN A STATE HIGHWAY IS CLOSED OR TO PROCEED WHEN A RESTRICTION IS IN EFFECT WITHOUT THE EQUIPMENT REQUIRED BY THIS SUBSECTION (5).

(G) ON THE EFFECTIVE DATE OF THIS SUBSECTION, THE FREIGHT MOBILITY AND SAFETY BRANCH CREATED IN SECTION 43-1-117 (4) SHALL

LAUNCH AN AWARENESS CAMPAIGN ON ANY LAWS ENACTED THAT MODIFY SUBSECTION (5)(a)(I)(C) OF THIS SECTION.".

Page 3, line 21, strike "(4)(d.9)." and substitute "(4)(d.9); EXCEPT THAT THE INCREASED PENALTIES AND SURCHARGES DO NOT APPLY WHEN THE DRIVER COMMITS THE VIOLATION WITHIN A HIGHWAY MAINTENANCE, REPAIR, OR CONSTRUCTION ZONE AND IS ALREADY SUBJECT TO AN INCREASED PENALTY AND SURCHARGE FOR THE VIOLATION PURSUANT TO SECTION 42-4-614."

Page 4, strike lines 13 through 22 and substitute:

"**SECTION 3.** In Colorado Revised Statutes, **add** 42-4-1014 as follows:

**42-4-1014. No passing for commercial motor vehicles - penalty.** (1) A DRIVER OF A COMMERCIAL VEHICLE MAY NOT PASS A VEHICLE WHEN DRIVING IN THE FOLLOWING AREAS UNLESS SPECIFICALLY REQUIRED OR AUTHORIZED TO PASS BY LAW:

(a) BETWEEN MILEPOST 116 AND MILEPOST 131 (GLENWOOD CANYON);

(b) BETWEEN MILEPOST 180 AND MILEPOST 189 (VAIL PASS);

(c) BETWEEN MILEPOST 208 AND 213 (EISENHOWER-JOHNSON TUNNEL); AND

(d) BETWEEN MILEPOST 222 AND MILEPOST 228 (GEORGETOWN HILL).

(2) ANY PERSON WHO VIOLATES SUBSECTION (1) OF THIS SECTION COMMITS A CLASS A TRAFFIC INFRACTION.".

Page 5, line 5, strike "42-4-618." and substitute "42-4-618; EXCEPT THAT THE FINE IS NOT DOUBLED WHEN THE DRIVER OF A COMMERCIAL MOTOR VEHICLE COMMITS THE VIOLATION WITHIN A HIGHWAY MAINTENANCE, REPAIR, OR CONSTRUCTION ZONE AND IS ALREADY SUBJECT TO AN INCREASED PENALTY AND SURCHARGE FOR THE VIOLATION PURSUANT TO SECTION 42-4-614.".

Page 5, line 9, strike "ONE-HALF" and substitute "ALL".

Page 5, line 11, strike "ALL MONEY CREDITED TO THE".

Page 5, strike lines 12 through 16.

Page 6, line 8, after "**chain-up**" insert "**and chain-down**".

Page 6, line 13, strike "BENEFICIAL." and substitute "BENEFICIAL, AND TO STUDY WHAT APPROPRIATE TECHNOLOGY COULD BE ADDED TO EXISTING CHAIN-UP AND CHAIN-DOWN STATIONS."

Page 6, line 15, strike "STATIONS;" and substitute "STATIONS, INCLUDING CONSULTING WITH MUNICIPALITIES TO IDENTIFY BARRIERS RELATED TO THE CONSTRUCTION OF NEW CHAIN STATIONS WITHIN MUNICIPAL BOUNDARIES;".

Page 6, line 17, strike "AND".

Page 6, after line 17 insert:

"(c) IDENTIFY APPROPRIATE TECHNOLOGY THAT COULD BE ADDED TO EXISTING CHAIN UP AND CHAIN-DOWN STATIONS TO IMPROVE SAFETY AND MOBILITY; AND".

Reletter succeeding paragraph accordingly.

Page 6, line 25, strike "(1)(a)" and substitute "(1)(a), TO THE TRANSPORTATION COMMISSION CREATED IN SECTION 43-1-106, AND TO EACH MEMBER OF THE GENERAL ASSEMBLY WHOSE SENATORIAL OR REPRESENTATIVE DISTRICT IS LOCATED WHOLLY OR PARTLY WITHIN THE WESTERN SLOPE.".

After "CHAIN-UP"insert "AND CHAIN-DOWN" on: **Page 6,** lines 11,12, 14, and 20.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-176** by Senator(s) Ginal and Hinrichsen; also Representative(s) Epps and McLachlan--Concerning updating the terminology that refers to an individual who is enrolled in the state medical assistance program.
State, Veterans, & Military Affairs

**SB24-177** by Senator(s) Mullica and Simpson, Hinrichsen; also Representative(s) Catlin and Story, Lindsay--Concerning the authority of history Colorado to dispose of its north storage facility.
State, Veterans, & Military Affairs

**SB24-178** by Senator(s) Hinrichsen and Simpson, Mullica; also Representative(s) Story and Lindsay, Catlin--Concerning the repeal of a duplicative requirement to maintain an inventory of nondeveloped state-owned real property.
State, Veterans, & Military Affairs

**SB24-179** by Senator(s) Simpson and Hinrichsen, Mullica; also Representative(s) Catlin and Story, Lindsay--Concerning the establishment of a floodplain management program for development.
Local Government & Housing

**HB24-1002** by Representative(s) Sirota and Martinez; also Senator(s) Marchman and Rich--Concerning the enactment of the "Social Work Licensure Compact", and, in connection therewith, making an appropriation.
Health & Human Services

**HB24-1037** by Representative(s) Epps and deGruy Kennedy, Young; also Senator(s) Priola, Jaquez Lewis--Concerning reducing the harm caused by substance use disorders.
Health & Human Services

**HB24-1046** by Representative(s) Duran and Evans, Bradley, Froelich, Joseph, Pugliese, Young; also Senator(s) Kolker and Kirkmeyer, Fields, Michaelson Jenet, Zenzinger--Concerning measures to enhance child welfare system tools, and, in connection therewith, making an appropriation.
Health & Human Services

**HB24-1072** by Representative(s) Bird and Frizell; also Senator(s) Kirkmeyer and Fields--Concerning increased evidentiary requirements in criminal proceedings for protection of victims of sexual assaults.
Judiciary

**HB24-1131** by Representative(s) Lukens and Velasco; also Senator(s) Roberts and Will--Concerning local college districts.
Education

**HB24-1171** by Representative(s) Boesenecker and Soper, Amabile, Brown, McLachlan, Velasco; also Senator(s) Pelton R., Cutter, Michaelson Jenet, Rodriguez, Will--Concerning the naturopathic doctor formulary.
Health & Human Services

**HB24-1228** by Representative(s) Mauro; also Senator(s) Baisley--Concerning flexible scheduling options for corrections officers that result in differences in overtime pay.
Business, Labor, & Technology

**HB24-1234** by Representative(s) Mauro and Catlin; also Senator(s) Roberts and Hansen--Concerning the continuation of high cost support mechanism funding for rural telecommunications providers, and, in connection therewith, implementing the recommendations in the 2023 sunset report by the department of regulatory agencies.
Business, Labor, & Technology

**HB24-1257** by Representative(s) Catlin and McLachlan, Lindsay, Lukens, Martinez, Marvin, McCormick, Story, Titone, Velasco; also Senator(s) Will--Concerning the continuation of the Colorado natural areas council, and, in connection therewith, implementing the recommendation in the 2023 sunset report by the department of regulatory agencies.
Agriculture & Natural Resources

**HB24-1272** by Representative(s) Velasco and Soper, Lukens, Martinez, McCormick, McLachlan, Titone; also Senator(s) Exum--Concerning the continuation of the Colorado fire commission in accordance with the recommendation in the department of regulatory agencies' 2023 sunset report, and, in connection therewith, making an appropriation.
Agriculture & Natural Resources

**HB24-1275** by Representative(s) Catlin and Mauro; also Senator(s) Simpson--Concerning the continuation of the underfunded courthouse facility cash fund commission, and, in connection therewith, implementing the recommendation in the department of regulatory agencies' 2023 sunset report.
Local Government & Housing

**HB24-1293** by Representative(s) Clifford; also Senator(s) Kolker--Concerning voluntary payroll deductions for state employees.
Business, Labor, & Technology

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Education

After consideration on the merits, the Committee recommends that **SB24-162** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 3 after "DISTRICT," insert "ONE OF WHOM REPRESENTS A RURAL SCHOOL DISTRICT,".

Page 4, line 10, strike "EDUCATION AND" and substitute "EDUCATION,".

Page 4, line 12, strike "STUDENTS." and substitute "STUDENTS, AND HAVE EXPERTISE IN THE MINIMUM TRAINING TOPICS SET FORTH IN SUBSECTION (4) OF THIS SECTION.".

Page 5, line 2, strike "DISCRIMINATION." and substitute "DISCRIMINATION AND COMPLY WITH THE REQUIREMENTS FOR THE TRAINING DESCRIBED IN SUBSECTION (4) OF THIS SECTION.".

Page 6, line 1, strike "CURRICULUM".

Page 6, line 2, strike "CURRICULUM".

Page 6, line 7, strike "CURRICULUM" and substitute "MATERIALS".

Page 6, line 8, strike "CURRICULUM" and substitute "MATERIALS".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-142** 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, 25-21.5-102, **amend** (1) introductory portion, (1)(b), (2), and (3); and **add** (1)(a.5), (1)(c.3), (1)(c.5), and (1)(e.5) as follows:

**25-21.5-102. Legislative declaration.** (1) The general assembly ~~hereby~~ finds and declares that:

(a.5) UNTREATED DENTAL DECAY IN CHILDREN ADVERSELY AFFECTS SCHOOL PERFORMANCE AND BEHAVIOR AND CONTRIBUTES TO OVERALL PHYSICAL AND MENTAL HEALTH COMPLICATIONS FOR AFFECTED CHILDREN.

(b) ~~Forty percent of children in kindergarten and fifty-five percent of children in third grade have a history of dental decay~~ UNTREATED DENTAL DECAY IS THE MOST COMMON CHRONIC DISEASE OF CHILDHOOD, AND MORE THAN HALF OF CHILDREN SIX YEARS OF AGE AND OLDER BUT UNDER NINE YEARS OF AGE HAVE HAD A CAVITY IN AT LEAST ONE OF THEIR PRIMARY TEETH.

(c.3) SCREENING AND PREVENTION ARE ESSENTIAL TO BREAKING THE CYCLE OF DENTAL DECAY.

(c.5) IMPROVED DENTAL SCREENING AND PREVENTION COULD REDUCE TREATMENT COSTS FOR FAMILIES AND STATE-FINANCED PROGRAMS LIKE THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLES 4, 5, AND 6 OF TITLE 25.5, AND THE "CHILDREN'S BASIC HEALTH PLAN ACT", ARTICLE 8 OF TITLE 25.5, WHICH COVER APPROXIMATELY ONE-THIRD OF COLORADO KIDS.

(e.5) IMPROVED ORAL HEALTH SCREENING AND PREVENTION, WITH REFERRAL FOR TREATMENT, WOULD REDUCE CHRONIC ABSENTEEISM AND IMPROVE THE HEALTH AND WELL-BEING OF AND LEARNING OUTCOMES FOR COLORADO CHILDREN.

(2) The general assembly further finds that improving access to ORAL HEALTH SCREENING, oral health-care services, and fluoridated water for all Coloradans, particularly low-income Coloradans, will reduce the burden of oral disease. Therefore, the Colorado oral health COMMUNITY GRANTS program dedicates itself to improving access to oral health-care SCREENING AND services by working with PUBLIC SCHOOLS, community stakeholders, professional organizations, and direct recipients of oral health care to remove barriers to access to oral health care.

(3) The purpose of this ~~article~~ ARTICLE 21.5 is to promote the public health and welfare of Coloradans by providing a grant program to:

(a) CONDUCT ORAL HEALTH SCREENING FOR PUBLIC SCHOOL CHILDREN IN KINDERGARTEN OR THIRD GRADE;

~~(a)~~ (b) Provide oral health services, including sealants, to school children; and

~~(b)~~ (c) Assist communities in attaining optimal levels of fluoride in drinking water provided by community water systems as a means of preventing dental decay.

**SECTION 2.** In Colorado Revised Statutes, **amend** 25-21.5-103 as follows:

**25-21.5-103. Definitions.** As used in this ~~article~~ ARTICLE 21.5, unless the context otherwise requires:

(1) ~~Repealed.~~ "DEPARTMENT" MEANS THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

(2) ~~"Department" means the department of public health and environment~~ "DEPARTMENT OF EDUCATION" MEANS THE DEPARTMENT OF EDUCATION CREATED IN SECTION 24-1-115.

(3) ~~Repealed.~~ "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF TITLE 22, A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF TITLE 22, THE COLORADO SCHOOL FOR THE DEAF AND THE BLIND DESCRIBED IN SECTION 22-80-102, OR A BOARD OF COOPERATIVE SERVICES CREATED AND OPERATING PURSUANT TO ARTICLE 5 OF TITLE 22.

(4) "ORAL HEALTH SCREENER" OR "SCREENER" MEANS A PERSON OR PERSONS SELECTED BY THE DEPARTMENT TO PROVIDE ORAL HEALTH SCREENING UNDER THE ORAL HEALTH SCREENING PILOT PROGRAM.

(5) "ORAL HEALTH SCREENING PILOT PROGRAM" OR "PILOT PROGRAM" MEANS THE PROGRAM TO AWARD ORAL HEALTH COMMUNITY GRANTS FOR ORAL HEALTH SCREENING CREATED IN SECTION 25-21.5-104 (3).

**SECTION 3.** In Colorado Revised Statutes, 25-21.5-104, **amend** (1); and **add** (2)(c) and (3) as follows:

**25-21.5-104. Oral health community grants program - oral health screening pilot program - rules - repeal.** (1) Subject to available appropriations, the department shall administer a grant program to assist communities with:

(a) SCREENING PUBLIC SCHOOLCHILDREN IN KINDERGARTEN OR THIRD GRADE FOR DENTAL DECAY PURSUANT TO THE ORAL HEALTH SCREENING PILOT PROGRAM;

~~(a)~~ (b) Implementing population-based, evidence-based strategies, including administering school dental sealant programs, to prevent dental decay in children;

~~(b)~~ (c) Assisting water systems, operators, and personnel, including water districts, with adjusting the level of fluoride in drinking water to optimal levels as a means of preventing dental decay in both children and adults; and

~~(c)~~ (d) Other oral health evidence-based programs that the department identifies and deems eligible for assistance.

(2) Subject to criteria that the department may establish, including the types of providers to whom the department may award grants, the department shall award grants in the following categories:

(c) ORAL HEALTH SCREENING FOR PUBLIC SCHOOLCHILDREN IN KINDERGARTEN OR THIRD GRADE PURSUANT TO THE ORAL HEALTH SCREENING PILOT PROGRAM.

(3) (a) THERE IS CREATED THE ORAL HEALTH SCREENING PILOT PROGRAM TO AWARD ORAL HEALTH COMMUNITY GRANTS TO IMPLEMENT ORAL HEALTH SCREENING FOR CHILDREN IN KINDERGARTEN OR THIRD GRADE. SUBJECT TO AVAILABLE APPROPRIATIONS, THE DEPARTMENT SHALL AWARD AT LEAST FIVE ORAL HEALTH SCREENING GRANTS TO SCREENERS FOR ORAL HEALTH SCREENING ACTIVITIES IN SCHOOLS OF LOCAL EDUCATION PROVIDERS SELECTED BY THE DEPARTMENT FROM AMONG INTERESTED LOCAL EDUCATION PROVIDERS. THE PURPOSE OF THE PILOT PROGRAM IS TO:

(I) PROVIDE ORAL HEALTH SCREENING TO STUDENTS OF LOCAL EDUCATION PROVIDERS IN KINDERGARTEN OR THIRD GRADE IN A MANNER DETERMINED BY THE DEPARTMENT IN CONJUNCTION WITH A SELECTED LOCAL EDUCATION PROVIDER AND AN ORAL HEALTH SCREENER;

(II) PROVIDE A STUDENT'S PARENT OR LEGAL GUARDIAN WITH THE RESULT OF THE ORAL HEALTH SCREENING, INCLUDING EDUCATIONAL RESOURCES AND, FOR A STUDENT WITH IDENTIFIED ORAL HEALTH CONCERNS, A REFERRAL TO SERVICES;

(III) COLLECT DATA AND INFORMATION RELATING TO ORAL HEALTH SCREENING OF STUDENTS IN ORDER TO REPORT ON:

(A) THE ORAL HEALTH STATUS OF STUDENTS IN KINDERGARTEN OR THIRD GRADE, AS APPLICABLE; AND

(B) THE EFFICACY OF ORAL HEALTH SCREENING ACTIVITIES IN PUBLIC SCHOOLS; AND

(IV) IDENTIFY BEST PRACTICES FOR IMPLEMENTING ORAL HEALTH SCREENING ACTIVITIES IN PUBLIC SCHOOLS AND THE FINANCIAL RESOURCES NECESSARY TO IMPLEMENT ORAL HEALTH SCREENING ACTIVITIES STATEWIDE TO ALL STUDENTS IN KINDERGARTEN OR THIRD GRADE NOT ALREADY SERVED BY AN ORAL HEALTH SCREENING PROGRAM.

(b) (I) THE DEPARTMENT OF EDUCATION SHALL PROVIDE TO EACH LOCAL EDUCATION PROVIDER INFORMATION RECEIVED FROM THE DEPARTMENT NOTIFYING THE LOCAL EDUCATION PROVIDER ABOUT THE OPPORTUNITY TO PARTICIPATE IN THE PILOT PROGRAM. FOR EACH LOCAL EDUCATION PROVIDER THAT DEMONSTRATES INTEREST IN THE PILOT PROGRAM, THE DEPARTMENT OF EDUCATION SHALL PROVIDE THE DEPARTMENT WITH DATA AND INFORMATION CONCERNING THE LOCAL EDUCATION PROVIDER, INCLUDING:

(A) THE TOTAL NUMBER OF STUDENTS OF THE LOCAL EDUCATION PROVIDER, THE NUMBER OF STUDENTS IN KINDERGARTEN, THE NUMBER OF STUDENTS IN THIRD GRADE, AND THE ANTICIPATED NUMBER OF STUDENTS IN THOSE GRADES DURING THE PILOT PROGRAM PERIOD;

(B) THE ADMINISTRATIVE ADDRESS FOR THE LOCAL EDUCATION PROVIDER, THE COUNTY OR COUNTIES IN WHICH THE LOCAL EDUCATION PROVIDER IS LOCATED, AND WHETHER THE LOCAL EDUCATION PROVIDER IS LOCATED IN WHOLE OR IN PART IN A FRONTIER AREA OF THE STATE; AND

(C) WHETHER THE LOCAL EDUCATION PROVIDER IS CLASSIFIED BY THE DEPARTMENT OF EDUCATION BY SIZE AND GEOGRAPHIC LOCATION AS A SMALL RURAL, RURAL, SUBURBAN, OR URBAN LOCAL EDUCATION PROVIDER.

(II) THE DEPARTMENT SHALL SELECT LOCAL EDUCATION PROVIDERS IN THE STATE TO PARTICIPATE IN THE PILOT PROGRAM FROM AMONG INTERESTED LOCAL EDUCATION PROVIDERS THAT DO NOT ALREADY HAVE AN IN-SCHOOL ORAL SCREENING PROGRAM FOR PRIMARY GRADES IN ANY SCHOOL OF THE LOCAL EDUCATION PROVIDER. A PILOT PROGRAM SITE MAY INCLUDE A LOCAL EDUCATION PROVIDER OR A SCHOOL OR SCHOOLS OF THE LOCAL EDUCATION PROVIDER.

(III) IN SELECTING LOCAL EDUCATION PROVIDERS, THE DEPARTMENT SHALL INCLUDE, TO THE EXTENT FEASIBLE, LOCAL EDUCATION PROVIDERS THAT REPRESENT A VARIETY OF SCHOOL SETTINGS, INCLUDING LARGE AND SMALL LOCAL EDUCATION PROVIDERS IN URBAN, SUBURBAN, RURAL, AND FRONTIER

AREAS OF THE STATE, WITH PRIORITY GIVEN TO SCHOOLS WITH STUDENTS WHO ARE LIKELY TO EXPERIENCE HIGHER RATES OF UNDETECTED ORAL HEALTH CONCERNS.

(c) THE DEPARTMENT, IN CONSULTATION WITH A PARTICIPATING LOCAL EDUCATION PROVIDER, SHALL APPROVE THE ORAL HEALTH SCREENER OR SCREENERS FOR A PARTICIPATING LOCAL EDUCATION PROVIDER. AT A MINIMUM, A SCREENER MUST:

(I) HAVE A PROFESSIONAL CREDENTIAL ISSUED BY THE DIVISION OF PROFESSIONS AND OCCUPATIONS IN THE DEPARTMENT OF REGULATORY AGENCIES THAT QUALIFIES THE INDIVIDUAL TO CONDUCT AN ORAL HEALTH SCREENING;

(II) REGISTER WITH THE DEPARTMENT ACCORDING TO SCHOOL-BASED PARTICIPATION CRITERIA, AS DETERMINED BY THE DEPARTMENT, OR BE AN ORAL HEALTH SERVICES PROVIDER AT A SCHOOL-BASED HEALTH CENTER;

(III) CONDUCT A VISUAL AND MANUAL INSPECTION OF THE MOUTH THAT IS PERFORMED TO IDENTIFY PROBABLE ORAL DISEASE OR OTHER ORAL CONDITIONS OR RISK FACTORS THAT MAY REQUIRE MANAGEMENT BY ORAL HEALTH PROFESSIONALS;

(IV) HAVE EXPERIENCE DELIVERING AND MANAGING ORAL HEALTH SCREENING WITH RELIABLE AND CONSISTENT RESULTS;

(V) HAVE THE ABILITY TO REPORT SCREENING OUTCOMES FOR STUDENTS, INCLUDING EXPEDITED REFERRALS FOR EMERGENT ORAL HEALTH CONCERNS, AND PROVIDE EDUCATIONAL RESOURCES AND REFERRALS FOR IDENTIFIED ORAL HEALTH CONCERNS; AND

(VI) COLLECT AND REPORT RELEVANT PILOT PROGRAM DATA TO THE DEPARTMENT FOR PURPOSES OF ORAL HEALTH DISEASE SURVEILLANCE AND PILOT PROGRAM EVALUATION.

(d) AN ORAL HEALTH SCREENING MUST:

(I) BE CONDUCTED AT THE PARTICIPATING LOCAL EDUCATION PROVIDER IN THE MANNER PRESCRIBED BY THE DEPARTMENT;

(II) BE CONDUCTED BY A SCREENER WHO MEETS THE REQUIREMENTS OF SUBSECTION (3)(c) OF THIS SECTION; AND

(III) UTILIZE AN EVIDENCE-BASED SCREENING TOOL TO CONDUCT THE ORAL HEALTH SCREENING AS DESCRIBED IN SUBSECTION (3)(e) OF THIS SECTION.

(e) THE DEPARTMENT SHALL SELECT ONE OR MORE APPROPRIATE SCREENING TOOLS FOR USE BY SCREENERS THAT:

(I) ENSURE CONSISTENT AND COMPARABLE DATA COLLECTION THAT SUPPORTS THE EVALUATION OF PILOT PROGRAM EFFECTIVENESS, LONGITUDINAL ASSESSMENT OF CHILD ORAL HEALTH IN THE AGGREGATE, AND PROPOSALS FOR THE DESIGN AND FINANCING OF AN EXPANDED ORAL HEALTH SCHOOL SCREENING PROGRAM;

(II) ACCURATELY AND RELIABLY IDENTIFY STUDENTS AT RISK OF DENTAL DECAY;

(III) ARE DEVELOPMENTALLY APPROPRIATE; AND

(IV) ARE ECONOMICAL TO ADMINISTER IN TIME AND COST.

(f) A PARTICIPATING LOCAL EDUCATION PROVIDER SHALL PROVIDE WRITTEN NOTICE TO A STUDENT'S PARENT OR LEGAL GUARDIAN, AS DETERMINED BY THE DEPARTMENT AND THE LOCAL EDUCATION PROVIDER, THAT ORAL HEALTH SCREENING WILL BE CONDUCTED AT THE SCHOOL. AT A MINIMUM, THE WRITTEN NOTICE MUST INCLUDE:

(I) THE PURPOSE OF THE SCREENING;

(II) THE SCREENER SELECTED TO CONDUCT THE ORAL HEALTH SCREENING;

(III) A STATEMENT THAT THE PARENT OR LEGAL GUARDIAN WILL BE NOTIFIED FOLLOWING ANY ORAL HEALTH SCREENING IF ADDITIONAL RESOURCES OR SERVICE REFERRALS ARE NECESSARY TO ADDRESS ANY CONCERNS REGARDING THE STUDENT'S ORAL HEALTH; AND

(IV) A STATEMENT NOTIFYING THE PARENT OR LEGAL GUARDIAN THAT THE PARENT OR LEGAL GUARDIAN HAS THE RIGHT TO REFUSE PARTICIPATION BY THE STUDENT IN THE ORAL HEALTH SCREENING, FOR NO REASON OR BECAUSE THE STUDENT HAS RECEIVED AN ORAL HEALTH SCREENING WITHIN THE SIX-MONTH PERIOD PRECEDING THE DATE OF THE ORAL HEALTH SCREENING, AND THAT PROVIDES INFORMATION ON HOW TO REFUSE PARTICIPATION BY THE STUDENT IN THE ORAL HEALTH SCREENING.

(g) IF, AFTER CONDUCTING THE ORAL HEALTH SCREENING, THE SCREENER BELIEVES THAT A STUDENT IS IN NEED OF IMMEDIATE ATTENTION FROM AN ORAL HEALTH PROFESSIONAL, THE SCREENER SHALL PROMPTLY NOTIFY

THE STUDENT'S PARENT OR LEGAL GUARDIAN AND THE LOCAL EDUCATION PROVIDER.

(h) PERSONALLY IDENTIFIABLE INFORMATION COLLECTED FOR OR BY THE SCREENER IS SUBJECT TO THE FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996", PUB.L. 104-191, AS AMENDED. THE SCREENER IS THE CUSTODIAN OF ALL RECORDS ASSOCIATED WITH THE ORAL HEALTH SCREENING. THE SCREENER SHALL NOT DISCLOSE RECORDS OR INFORMATION WITHOUT WRITTEN CONSENT FROM A STUDENT'S PARENT OR LEGAL GUARDIAN. ALL PARTIES SUBJECT TO THE REQUIREMENTS OF THIS SECTION SHALL COMPLY WITH ALL APPLICABLE REQUIREMENTS OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AS AMENDED; SECTION 504 OF THE FEDERAL "REHABILITATION ACT OF 1973", 29 U.S.C. SEC. 794, AS AMENDED; TITLE VI OF THE FEDERAL "CIVIL RIGHTS ACT OF 1964", 42 U.S.C. SEC. 2000d ET SEQ., AS AMENDED; AND THE FEDERAL "FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF 1974", 20 U.S.C. SEC. 1232g, AS AMENDED.

(i) THE DEPARTMENT SHALL WORK WITH THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING TO IDENTIFY A PROCESS FOR REIMBURSEMENT, AS PROVIDED UNDER STATE AND FEDERAL LAW, FOR AN ORAL HEALTH SCREENING PROVIDED TO A STUDENT COVERED BY THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLES 4, 5, AND 6 OF TITLE 25.5.

(j) AFTER COMPLETING ORAL HEALTH SCREENING AT A PILOT PROGRAM SITE DURING THE 2024-25 AND 2025-26 SCHOOL YEARS, NO LATER THAN JULY 31, 2025, AND JULY 31, 2026, RESPECTIVELY, A SCREENER SHALL PROVIDE THE DEPARTMENT WITH THE FOLLOWING DATA AND INFORMATION FOR PURPOSES OF EVALUATING THE EFFECTIVENESS OF THE PILOT PROGRAM DURING THE APPLICABLE SCHOOL YEAR IN ACHIEVING THE PURPOSES OF THE PILOT PROGRAM IDENTIFIED IN SUBSECTION (3)(a) OF THIS SECTION:

(I) (A) THE GRADE SCREENED AT EACH SCHOOL;

(B) THE NUMBER OF STUDENTS SCREENED AT EACH SCHOOL;

(C) THE NUMBER OF STUDENTS THAT WERE NOT SCREENED DUE TO REFUSAL BY THE STUDENT'S PARENT OR LEGAL GUARDIAN AND THE REASON FOR THE REFUSAL, IF SPECIFIED;

(D) THE TOTAL HOURS OF ORAL HEALTH SCREENING AT EACH SCHOOL OF THE LOCAL EDUCATION PROVIDER AND THE ASSOCIATED COST OF THE SCREENING;

(E) ORAL HEALTH SCREENING DATA FROM EACH SCHOOL, BY STUDENT; AND

(F) ANY OTHER DATA OR INFORMATION, AS DETERMINED BY THE DEPARTMENT, THAT IS RELEVANT TO THE EVALUATION OF THE PILOT PROGRAM; AND

(II) ANY OTHER DATA OR INFORMATION PROVIDED BY THE SCREENER CONCERNING BEST PRACTICES IDENTIFIED DURING IMPLEMENTATION OF THE PILOT PROGRAM AND RELATING TO STATEWIDE IMPLEMENTATION OF ORAL HEALTH SCREENING IN KINDERGARTEN OR THIRD GRADE.

(k) THE DEPARTMENT SHALL PROMULGATE RULES IN ACCORDANCE WITH ARTICLE 4 OF TITLE 24 AS NECESSARY TO IMPLEMENT THE PILOT PROGRAM.

(l) NO LATER THAN JANUARY 15, 2027, THE DEPARTMENT SHALL SUBMIT A WRITTEN REPORT TO THE HEALTH AND HUMAN SERVICES COMMITTEES AND THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND OF THE SENATE, OR THEIR SUCCESSOR COMMITTEES, AND TO THE DEPARTMENT OF EDUCATION CONCERNING THE IMPLEMENTATION AND OUTCOMES OF THE PILOT PROGRAM AND BEST PRACTICES FOR EXPANDING FUTURE ORAL HEALTH SCREENING ACTIVITIES IN KINDERGARTEN OR THIRD GRADE BASED ON THE DATA COLLECTED THROUGH THE PILOT PROGRAM, AS WELL AS OTHER RELEVANT INFORMATION THAT THE DEPARTMENT HAS COLLECTED THROUGH OTHER ORAL HEALTH SCREENING ACTIVITIES.

(m) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JULY 1, 2031.

**SECTION 4.** In Colorado Revised Statutes, **add** 22-2-150 as follows:

**22-2-150. Department of education - implementation of oral health screening statewide - report - definitions - repeal.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "ORAL HEALTH SCREENING" MEANS A VISUAL AND MANUAL INSPECTION OF THE MOUTH THAT IS PERFORMED TO IDENTIFY PROBABLE ORAL DISEASE OR OTHER ORAL CONDITIONS OR RISK FACTORS THAT MAY REQUIRE MANAGEMENT BY ORAL HEALTH PROFESSIONALS.

(b) "REPORT" MEANS THE REPORT OF THE DEPARTMENT OF PUBLIC

HEALTH AND ENVIRONMENT CONCERNING THE IMPLEMENTATION AND OUTCOMES OF THE ORAL HEALTH SCREENING PILOT PROGRAM CREATED IN SECTION 25-21.5-104 (3) FOR ORAL HEALTH SCREENING IN KINDERGARTEN OR THIRD GRADE, INCLUDING BEST PRACTICES FOR EXPANDING FUTURE ORAL HEALTH SCREENING ACTIVITIES IN KINDERGARTEN OR THIRD GRADE.

(2) ON OR BEFORE DECEMBER 1, 2027, THE DEPARTMENT SHALL DEVELOP A PLAN FOR IMPLEMENTATION OF ORAL HEALTH SCREENING IN KINDERGARTEN OR THIRD GRADE IN ALL PUBLIC SCHOOLS. IN DEVELOPING THE PLAN, THE DEPARTMENT SHALL CONSIDER:

(a) THE REPORT AND ANY OTHER RELEVANT DATA AND INFORMATION PROVIDED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT CONCERNING ORAL HEALTH SCREENING;

(b) FEEDBACK FROM PUBLIC SCHOOL PROFESSIONALS, INCLUDING ADMINISTRATORS, SCHOOL NURSES, FISCAL STAFF, AND OTHER PROFESSIONALS;

(c) DATA AND INFORMATION RELATING TO PRACTICES IN STATES THAT HAVE BROAD ORAL HEALTH SCREENING PROGRAMS; AND

(d) ANY OTHER DATA OR INFORMATION RELEVANT TO THE IMPLEMENTATION AND COST OF A STATEWIDE ORAL HEALTH SCREENING PROGRAM IN KINDERGARTEN OR THIRD GRADE.

(3) THE DEPARTMENT SHALL SUBMIT ITS PLAN FOR IMPLEMENTATION OF ORAL HEALTH SCREENING IN KINDERGARTEN OR THIRD GRADE FOR ALL PUBLIC SCHOOLS TO THE HOUSE OF REPRESENTATIVES HEALTH AND HUMAN SERVICES COMMITTEE, THE SENATE HEALTH AND HUMAN SERVICES COMMITTEE, AND THE JOINT BUDGET COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

(4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2033.

**SECTION 5. Safety clause.** The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions."

Health & Human Services

After consideration on the merits, the Committee recommends that **HB24-1035** be referred to the Committee of the Whole with favorable recommendation.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Memorials.

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At the order of the President, Senator Lundeen was added to the current roll call.

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## CONSIDERATION OF MEMORIALS

**SJM24-001** by Senator(s) Bridges; also Representative(s) Froelich--Memorializing Senator Martha Ezzard.

On motion of Senator Bridges, the memorial was read at length.

On motion of Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow current and former Representatives to speak in the well of the Senate.

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Senate in recess. Senate reconvened.

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On motion of Senator Bridges, the memorial was **adopted** by the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

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Senate in recess. Senate reconvened.

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On motion of Majority Leader Rodriguez, 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.

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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.

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## 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:

**SB24-150** by Senator(s) Cutter; also Representative(s) Froelich--Concerning requirements for the processing of municipal solid waste in the state.

Laid over until Tuesday, March 12, retaining its place on the calendar.

**SB24-068** by Senator(s) Ginal; also Representative(s) Brown--Concerning end-of-life options for an individual with a terminal illness.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 1, page(s) 369-370 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-094** by Senator(s) Gonzales and Exum; also Representative(s) Lindsay and Froelich--Concerning safe housing for residential tenants, and, in connection therewith, establishing and clarifying procedures regarding a tenant's claim of breach of the warranty of habitability.

Laid over until Friday, March 8, retaining its place on the calendar.

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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 | 28 | NO | 5 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | N | Roberts | Y | President | Y |
| Gardner | E | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-068 as amended.
Laid over until Friday, March 8: SB24-094.
Laid over until Tuesday, March 12: SB24-150.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1067** by Representative(s) Ortiz and Bradley; also Senator(s) Winter F. and Liston--Concerning ballot access for candidates with disabilities.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 24 | NO | 9 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | E | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Gonzales, Hansen, Kolker, Marchman, Michaelson Jenet, Priola, Roberts, and Sullivan.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
HIGHER EDUCATION COMPETITIVE RESEARCH
AUTHORITY BOARD OF DIRECTORS

for a term expiring August 21, 2027:

Angela Paccione, PhD, of Denver, Colorado to serve as the Governor's appointee, reappointed.

| YES | 32 | NO | 1 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | N | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

effective July 2, 2023, for terms expiring July 1, 2027:

Eric Jamal Tucker of Colorado Springs, Colorado, to serve as a representative of the Fifth Congressional District, reappointed;

Paul Berrick Abramson Jr. of Lakewood, Colorado, to serve as a representative of the Seventh Congressional District, reappointed;

Sarah Hughes of Edwards, Colorado, to serve as a representative of the Second Congressional District, reappointed.

| YES | 32 | NO | 1 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | N | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Buckner, the following Governor's appointments were confirmed by a roll call vote:

MEMBER OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

effective July 2, 2023, for a term expiring July 1, 2027:

Ana Temu Otting of Broomfield, Colorado, to serve as a representative of the Seventh Congressional District, reappointed.

| YES | 26 | NO | 7 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | E | Liston | N | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

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## MESSAGE FROM THE GOVERNOR

Wednesday, March 6th, 2024

Colorado Senate
The 74th General Assembly
Second 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:

SB24-029 - Study Metrics to Measure Criminal Justice System Success
Approved on Wednesday, March 6th, 2024 at 4:00 p.m

SB24-030 - Recidivism Definition Working Group
Approved on Wednesday, March 6th, 2024 at 4:00 p.m

SB24-051 - Adult Education
Approved on Wednesday, March 6th, 2024 at 4:00 p.m

Sincerely,
(signed)
Jared Polis
Governor

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Friday, March 8, 2024.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

59th Legislative Day — Friday, March 8, 2024

Prayer — By Senator Rich.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--35

Quorum — The President announced a quorum present.

Pledge — By Senator Rich.

Approval of the Journal — On motion of Senator Roberts, the Journal of Thursday, March 7, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-176, 177, 178, and 179.
**Correctly Engrossed:** SB24-068; SJM24-001.
**Correctly Rerevised:** HB24-1067.

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## COMMITTEE OF REFERENCE REPORTS

Local Government & Housing — After consideration on the merits, the Committee recommends that **HB24-1098** 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 6, strike "NINE" and substitute "TWELVE".

Page 8, after line 10 insert:

"(i) SECTION 13-40-104 (1)(f) FOR POSSESSION AFTER A LEGAL SALE;".

Reletter succeeding paragraphs accordingly.

Page 16, line 15, strike "UNIT," and substitute "UNIT WITHOUT A COURT ORDER,".

Business, Labor, & Technology — After consideration on the merits, the Committee recommends that **HB24-1139** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 3, line 18, strike "OR".

Page 3, line 20, strike "MAINTENANCE." and substitute "MAINTENANCE;".

Page 3, after line 20 insert:

"(H) AN EMPLOYEE OF THE DEPARTMENT OF REVENUE WHO IS VESTED WITH THE POWERS OF A PEACE OFFICER AS PROVIDED IN SECTIONS 16-2.5-121 TO 16-2.5-126; OR

(I) AN EMPLOYEE OF A STATE INSTITUTION OF HIGHER EDUCATION WHO

IS VESTED WITH THE POWERS OF A PEACE OFFICER AS PROVIDED IN SECTION 16-2.5-148.".

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB24-1060** 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 **SB24-077** be postponed indefinitely.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB24-1086** 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 **HB24-1155** 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, after line 1 insert:

"**SECTION 1.** In Colorado Revised Statutes, 24-77-104, **amend** (7) as follows:

**24-77-104. State emergency reserve - cash fund - creation - declaration of emergency - reimbursement of emergency reserve expenditures - definition.** (7) (a) Beginning July 1, 2021, if any money in a fund that is designated by the general assembly as part of the state emergency reserve is expended and the state subsequently receives a reimbursement for the expenditure, then the state treasurer shall deposit the reimbursement into the fund that was the original source of the money. This subsection (7) applies regardless of whether the expenditure is made directly from the fund or if it is transferred from the fund to the disaster emergency fund, created in section 24-33.5-706 (2)(a), or any other fund, or if the expenditure is of money in the fund that was previously reimbursed before being spent again.

(b) AS USED IN THIS SUBSECTION (7), "REIMBURSEMENT" MEANS A REPAYMENT OF EXPENDITURES FOR WHICH THE STATE PREVIOUSLY DESIGNATED EMERGENCY MONEY. FEDERAL COST SHARE PROVIDED THROUGH A FEDERAL EMERGENCY MANAGEMENT AGENCY PUBLIC ASSISTANCE GRANT PURSUANT TO THE FEDERAL "ROBERT T. STAFFORD DISASTER RELIEF AND EMERGENCY ASSISTANCE ACT", AS AMENDED, 42 U.S.C. SEC. 5121 ET SEQ., IS NOT A "REIMBURSEMENT" FOR THE PURPOSES OF THIS SUBSECTION (7).".

Renumber succeeding sections accordingly.

Agriculture & Natural Resources

After consideration on the merits, the Committee recommends that **SB24-152** be referred to the Committee on Finance with favorable recommendation.

Agriculture & Natural Resources

The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
COAL MINE BOARD OF EXAMINERS

for a term beginning July 2, 2023, expiring July 1, 2027:

Hugh "Vince" Cowan of Paonia, Colorado, to serve as a coal mine owner, operator, manager or other mine official actively engaged in underground mining, appointed.

Agriculture & Natural Resources

The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
BOARD OF THE GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2027:

Leticia Martinez of Denver, Colorado, to serve as a representative of the First Congressional District, reappointed;

John Montepare of Breckenridge, Colorado, to serve as a representative of the Second Congressional District, reappointed;

Pamela Denahy of La Junta, Colorado, to serve as a representative of the Third Congressional District, reappointed;

Mina Liebert of Colorado Springs, Colorado, to serve as a representative of the Fifth Congressional District, reappointed;

Morris Jay Siegel of Boulder, Colorado, to serve as a representative of the Second Congressional District, reappointed;

Jahi Simbai of Wheat Ridge, Colorado, to serve as a representative of the Seventh 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 placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY BOARD OF COMMISSIONERS

for terms expiring November 1, 2027:

Deb Suniga of Greeley, Colorado, to serve as a representative of the Second Agricultural District, and as a Democrat, reappointed;

Darius Allen of Alamosa, Colorado, to serve as a representative of the Third Agricultural District, agriculture, and as a Republican, reappointed;

Caleen Hale of Montrose, Colorado, to serve as a representative of the Fourth Agricultural District, and as an Unaffiliated, appointed.

Agriculture & Natural Resources

The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
STATE BOARD OF STOCK INSPECTION COMMISSIONERS

for terms expiring May 1, 2027:

Natalie Rogers of Yuma, Colorado, to serve as a representative of the confinement cattle industry, appointed;

Steven Wooten of Kim, Colorado, to serve as a representative of the non-confinement cattle industry, appointed.

Agriculture & Natural Resources

The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD

effective February 13, 2024, for terms expiring February 12, 2027:

Brad Wind of Loveland, Colorado, to serve as a representative of the South Platte Basin, appointed;

John McClow of Gunnison, Colorado, to serve as a representative of the Gunnison-Uncompahgre Basin, appointed;

Barbara Vasquez of Cowdrey, Colorado, to serve as a representative of the North Platte Basin, reappointed.

Agriculture & Natural Resources

The Committee on Agriculture & Natural Resources has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2027:

Steven Eric Vandiver of Alamosa, Colorado, to serve as a representative from the Rio Grande drainage basin, and as a representative with experience in the engineering aspects of water projects, reappointed;

Michael Fabbre of Crested Butte, Colorado, to serve as a representative from the Gunnison- Uncompahgre drainage basin, and as a representative with experience in water project financing, reappointed;

Matthew Shuler of Walden, Colorado, to serve as a representative from the North Platte drainage basin, appointed.

State, Veterans, & Military Affairs

The Committee on State, Veterans, & Military Affairs has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
STATE PERSONNEL BOARD

effective July 1, 2023, for terms expiring June 30, 2026:

Kimberley Dempster of Denver, Colorado, reappointed;

F. Robert Lee of Littleton, Colorado, reappointed.

State, Veterans, & Military Affairs

The Committee on State, Veterans, & Military Affairs has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO CHANNEL AUTHORITY BOARD OF DIRECTORS

for terms expiring October 6, 2027:

Bart Miller of Centennial, Colorado, to serve as a representative who has experience in the business operations of broadcast journalism, reappointed;

Megan Jurgemeyer of Denver, Colorado, to serve as a representative who has experience in the business operations of broadcast journalism, reappointed;

Jessica Bralish of Arvada, Colorado, appointed.

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## MESSAGE FROM THE HOUSE

March 7, 2024
Mr. President:

The House has adopted and returns herewith SJR24-013.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1267 and HB24-1309, amended as printed in House Journal, March 6, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES

March 7, 2024
We herewith transmit:

Without comment, as amended, HB24-1267 and 1309.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

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## 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:

**SB24-068** by Senator(s) Ginal; also Representative(s) Brown--Concerning end-of-life options for an individual with a terminal illness.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | N | Priola | N | Winter F. | Y |
| Exum | N | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Marchman, and Michaelson Jenet.

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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.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**HB24-1119** by Representative(s) Mauro and Taggart; also Senator(s) Smallwood--Concerning the use of multi-state filing systems for insurance tax filings.

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 Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1119.

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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.

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## 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:

**SCR24-001** by Senator(s) Danielson and Fields, Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Weissman, deGruy Kennedy--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning allowing Colorado lawmakers to pass laws that permit victims of childhood sexual abuse to bring a civil claim for the sexual abuse regardless of when the sexual abuse occurred.

Laid over until Tuesday, March 12, retaining its place on the calendar.

**SB24-094** by Senator(s) Gonzales and Exum; also Representative(s) Lindsay and Froelich--Concerning safe housing for residential tenants, and, in connection therewith, establishing and clarifying procedures regarding a tenant's claim of breach of the warranty of habitability.

Amendment No. 1, Local Government & Housing Committee Amendment. (Printed in Senate Journal, February 28, page(s) 342-345 and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Gonzales.

Amend printed bill, page 3, line 17, after "(4.8)," insert "(5.7)".

Page 5 of the bill, after line 2 insert:

"(5.7) (a) "MAINTENANCE SERVICE" MEANS ANY SERVICE PROVIDED AT A LANDLORD'S EXPENSE FOR THE PURPOSE OF GENERALLY MAINTAINING, INSPECTING, REPAIRING, OR ENSURING THE UPKEEP AND PRESERVATION OF A RESIDENTIAL PREMISES.

(b) "MAINTENANCE SERVICE" DOES NOT INCLUDE A ONE-TIME OR SPECIALIZED THIRD-PARTY CONTRACTOR WHO IS NOT AN AGENT OF THE LANDLORD AND ONLY PROVIDES A LIMITED OR EXPERT SERVICE TO A RESIDENTIAL PREMISES.".

Page 6 of the bill, strike lines 4 and 5 and substitute "RECORD CONVEYING INFORMATION IN A FORM THAT MAY BE RETAINED BY THE RECIPIENT OR SENDER OR THAT IS CAPABLE OF BEING DISPLAYED IN VISUAL".

Page 6 of the bill, line 26, strike "NOTICE" and substitute "NOTICE, AS DESCRIBED IN SUBSECTION (3)(e) OF THIS SECTION,".

Page 9 of the bill, line 20, after "ANY" insert "WRITING THAT PROVIDES A".

Page 9 of the bill, line 22, strike "NOTICE" and substitute "WRITTEN NOTICE".

Page 9 of the bill, line 24, strike "NOTICE" and substitute "WRITTEN NOTICE".

Page 9 of the bill, line 25, strike "NOTICE" and substitute "WRITTEN NOTICE".

Page 9 of the bill, line 27, after "TENANT'S" insert "WRITTEN".

Page 10 of the bill, line 3, strike "OBSERVATIONS OR REPORTS" and substitute "WRITTEN OBSERVATIONS OR WRITTEN REPORTS".

Page 10 of the bill, line 4, after "INDIRECTLY;" insert "OR".

Page 10 of the bill, line 5, strike "NOTICE" and substitute "WRITTEN NOTICE".

Page 10 of the bill, line 7, strike "TENANT; OR" and substitute "TENANT.".

Page 10 of the bill, strike lines 8 through 10.

Page 10 of the bill, before line 11 insert:

"(f) (I) ANY NOTICE PROVIDED BY A TENANT IS SUFFICIENT IF THE NOTICE IS PROVIDED TO THE LANDLORD IN A MANNER THAT IS REQUIRED OR PERMITTED BY THE RENTAL AGREEMENT OR BY ANY PROPERTY RULES OR REGULATIONS PERTAINING TO THE TENANCY OR RESIDENTIAL PREMISES.

(II) A RENTAL AGREEMENT OR PROPERTY RULE OR REGULATION PERTAINING TO A TENANCY OR RESIDENTIAL PREMISES THAT STATES THAT A TENANT MAY OR MUST GIVE NOTICE OF AN UNINHABITABLE CONDITION TO THE LANDLORD VERBALLY WAIVES THE LANDLORD'S RIGHT TO RECEIVE WRITTEN NOTICE UNDER SUBSECTION (3)(e) OF THIS SECTION.".

Page 10 of the bill, line 27, strike "IN THE ROOM OR ROOMS".

Page 12 of the bill, after line 10 insert:

"(c) IF A TENANT IS PROVIDED A HOTEL ROOM DUE TO A CONDITION DESCRIBED IN SUBSECTION (2)(a)(II) OF THIS SECTION AND THE CONDITION CANNOT BE REMEDIED OR REPAIRED WITHIN SIXTY CONSECUTIVE DAYS DUE TO CIRCUMSTANCES OUTSIDE THE LANDLORD'S REASONABLE CONTROL, THE LANDLORD IS REQUIRED TO PROVIDE THE HOTEL ROOM TO THE TENANT FOR ONLY UP TO SIXTY CONSECUTIVE DAYS. THE LANDLORD IS RELIEVED OF THE LANDLORD'S OBLIGATION TO PROVIDE HOTEL ACCOMMODATIONS TO THE TENANT IF THE LANDLORD:

(I) DETERMINES THAT THE CONDITION AT THE RESIDENTIAL PREMISES CANNOT BE REMEDIED OR REPAIRED WITHIN SIXTY CONSECUTIVE DAYS DUE TO CIRCUMSTANCES OUTSIDE THE LANDLORD'S REASONABLE CONTROL;

(II) PROVIDES THE TENANT, AT THE EARLIEST OPPORTUNITY, WRITTEN NOTICE THAT SPECIFIES:

(A) THAT THE UNINHABITABLE CONDITION AT THE RESIDENTIAL PREMISES CANNOT BE REMEDIED OR REPAIRED TO A CONDITION THAT NO LONGER MATERIALLY INTERFERES WITH A TENANT'S LIFE, HEALTH, OR SAFETY WITHIN SIXTY CONSECUTIVE DAYS FROM THE START OF THE TENANT'S HOTEL STAY;

(B) THE DATE THAT THE TENANT'S HOTEL ACCOMMODATIONS WILL NO LONGER BE PROVIDED TO THE TENANT AT THE LANDLORD'S EXPENSE, WHICH DATE MUST BE NO EARLIER THAN SIXTY CONSECUTIVE DAYS AFTER THE START OF THE TENANT'S HOTEL STAY AT THE LANDLORD'S EXPENSE; AND

(C) THAT THE TENANT MAY TERMINATE THEIR RENTAL AGREEMENT WITH NO LIABILITY OR FINANCIAL PENALTY TO THE TENANT; AND

(III) RETURNS TO THE TENANT THE TENANT'S FULL SECURITY DEPOSIT ON OR BEFORE THE DATE THAT THE LANDLORD PROVIDES THE TENANT NOTICE IN ACCORDANCE WITH SUBSECTION (4)(c)(I) OF THIS SECTION.".

Page 12 of the bill, line 23, strike "SEVEN" and substitute "TEN".

Page 13 of the bill, line 15, strike "SAFETY." and substitute "SAFETY OR WHEN THE CONDITION POSES AN ACTIVE AND ONGOING THREAT OF CAUSING, AND, WITHOUT IMMEDIATE REMEDIATION, WOULD CAUSE, SUBSTANTIAL AND MATERIAL DAMAGE TO THE RESIDENTIAL PREMISES.".

Page 13 of the bill, line 21, strike "A" and insert "EXCEPT AS PROVIDED IN SUBSECTION (6)(a)(III) OF THIS SECTION, A".

Page 18 of the bill, line 16, strike "(4)(b)" and substitute "(4)".

Page 19 of the bill, line 24, strike "repair," and substitute "repair AND SCHEDULED TO BE".

Amend the Local Government and Housing Committee Report, dated February 27, 2024, page 3, strike line 1 and substitute "SAFE AND HEALTHY HOUSING.

(d) ON AND AFTER JANUARY 1, 2025, EVERY RENTAL AGREEMENT BETWEEN A LANDLORD AND TENANT MUST INCLUDE A STATEMENT IN ENGLISH AND SPANISH AND IN AT LEAST TWELVE-POINT, BOLD-FACED TYPE THAT STATES AN ADDRESS WHERE A TENANT CAN MAIL OR PERSONALLY DELIVER WRITTEN NOTICE OF AN UNINHABITABLE CONDITION AND AN EMAIL ADDRESS OR ACCESSIBLE ONLINE TENANT PORTAL OR PLATFORM WHERE A TENANT CAN DELIVER WRITTEN NOTICE OF AN UNINHABITABLE CONDITION.

(e) IF A LANDLORD PROVIDES A TENANT WITH AN ONLINE TENANT PORTAL OR PLATFORM, THE LANDLORD MUST POST IN A CONSPICUOUS PLACE IN THE ONLINE TENANT PORTAL OR PLATFORM A STATEMENT IN ENGLISH AND SPANISH THAT STATES AN ADDRESS WHERE A TENANT CAN MAIL OR PERSONALLY DELIVER WRITTEN NOTICE OF AN UNINHABITABLE CONDITION AND AN EMAIL ADDRESS OR ACCESSIBLE ONLINE PORTAL OR PLATFORM WHERE A TENANT CAN DELIVER WRITTEN NOTICE OF AN UNINHABITABLE CONDITION.".".

Page 21 of the bill, strike lines 8 through 11 and substitute:

"(c) INADEQUATE RUNNING WATER OR INADEQUATE RUNNING HOT WATER, EXCEPT FOR TEMPORARY DISRUPTIONS IN WATER SERVICE DUE TO NECESSARY MAINTENANCE, REPAIR, OR CONSTRUCTION THAT IS BEING

PERFORMED OR TEMPORARY DISRUPTIONS IN WATER SERVICE THAT A LANDLORD COULD NOT REASONABLY PREVENT OR CONTROL;".

Page 24 of the bill, line 3, strike "EVENT." and substitute "EVENT; EXCEPT THAT A LANDLORD IS NOT REQUIRED TO PROVIDE INFORMATION ON COMMUNITY COOLING SPACES IF THERE ARE NO KNOWN COMMUNITY COOLING SPACES WITHIN TEN MILES OF THE RESIDENTIAL PREMISES.".

Page 25 of the bill, strike lines 21 through 27.

Strike page 26 of the bill.

Page 27 of the bill, strike lines 1 through 4.

Reletter succeeding paragraphs accordingly.

Page 4 of the report, strike lines 9 through 16.

Page 27 of the bill, line 18, strike "(1)(d)(I)(A)" and substitute "(1)(c)(I)(A)".

Page 28 of the bill, line 15, strike "(1)(d)(I)(A)" and substitute "(1)(c)(I)(A)".

Page 28 of the bill, line 24, strike "RENT" and insert "RENTAL PAYMENTS".

Page 28 of the bill, line 25, strike "(1)(c), (1)(d)(I), OR (1)(d)(II)" and substitute "(1)(c)(I) OR (1)(c)(II)".

Page 28 of the bill, strike line 27 and substitute "THE TENANT'S INTENT TO DEDUCT RENTAL PAYMENTS".

Page 29 of the bill, strike line 1 and substitute:

"(IV) IF A TENANT WRONGFULLY DEDUCTS A RENTAL PAYMENT BY NOT SUBSTANTIALLY COMPLYING WITH THE REQUIREMENTS OF THIS SUBSECTION (1)(c), A LANDLORD MAY PURSUE ANY LEGAL REMEDY AVAILABLE UNDER LAW. IF A COURT FINDS THAT THE TENANT PURPOSELY DEDUCTED A RENTAL PAYMENT IN BAD FAITH, THE COURT SHALL AWARD THE LANDLORD DAMAGES EQUAL TO DOUBLE THE AMOUNT OF MONEY UNLAWFULLY DEDUCTED.".

Page 4 of the report, strike lines 18 through 22.

Page 30 of the bill, line 9, strike "(1)(f)," and substitute "(1)(e),".

Page 31 of the bill, line 13, strike "(1)(g)" and substitute "(1)(f)".

Page 32 of the bill, line 6, strike "WITHHOLDING" and substitute "DEDUCTING" and strike "RENT" and substitute "RENTAL PAYMENTS".

Page 32 of the bill, line 7, strike "SUBSECTIONS (1)(c) AND (1)(d)" and substitute, "SUBSECTION (1)(c)".

Page 34 of the bill, line 13, strike "(1)(f) AND (1)(g)" and substitute "(1)(e) AND (1)(f)".

Page 42 of the bill, after line 19 insert:

"**SECTION 13.** In Colorado Revised Statutes, 13-40-111, **amend** (1) as follows:

**13-40-111. Issuance and return of summons.** (1) Upon filing the complaint as required in section 13-40-110, the clerk of the court or the attorney for the plaintiff shall issue a summons. The summons must command the defendant to appear before the court at a place named in the summons and at a time and on a day not less than seven days but not more than fourteen days from the day of issuing the same to answer the complaint of plaintiff. A court shall not enter a default judgment for possession before the close of business on the date upon which an appearance is due. The summons must also contain a statement addressed to the defendant stating: "If you do not respond to the

landlord's complaint by filing a written answer with the court on or before the date and time in this summons or appearing in court at the date and time in this summons, the judge may enter a default judgment against you in favor of your landlord for possession. A default judgment for possession means that you will have to move out, and it may mean that you will have to pay money to the landlord. In your answer to the court, you can state why you believe you have a right to remain in the property, whether you admit or deny the landlord's factual allegations against you, and whether you believe you were given proper notice of the landlord's reasons for terminating your tenancy before you got this summons. When you file your answer, you must pay a filing fee to the clerk of the court." ~~If you are claiming that the landlord's failure to repair a residential premises is a defense to the landlord's allegation of nonpayment of rent, the court will require you to pay into the registry of the court, at the time of filing your answer, the rent due less any expenses you have incurred based upon the landlord's failure to repair the residential premise, unless the court determines that you qualify to have this requirement waived due to your income."~~".

Renumber succeeding sections accordingly.

Strike "ACTUAL OR CONSTRUCTIVE" on: **Page 6**, line 26; **Page 7**, lines 3 and 25; **Page 8**, lines 3 and 7; **Page 9**, lines 4 and 18; **Page 10**, line 11; **Page 12**, line 24; **Page 13**, line 2; **Page 14**, lines 1 and 7; **Page 15**, line 2; **Page 17**, lines 9 and 22 and 23; and **Page 30**, line 26.

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 Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 26 | NO | 9 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-094 as amended.
Laid over until Tuesday, March 12: SCR24-001.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

effective July 1, 2023, for term expiring June 30, 2024:

Monte Mullins of Alamosa, Colorado, reappointed;

John DeRungs of Denver, Colorado, reappointed;

Claudia Crane of Crestone, Colorado, reappointed;

Diane DeVries of Wheat Ridge, Colorado, reappointed;

Jess Ketchum of Pagosa Springs, Colorado, reappointed;

effective July 1, 2023 for a term expiring June 30, 2027:

Sondra Mercier of Westminster, Colorado, reappointed;

for a term expiring June 30, 2024:

Jeb Marsh of Dillon, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
ADVISORY COMMITTEE ON
GOVERNMENTAL ACCOUNTING

for terms expiring May 18, 2027:

Carrie Bartow of Colorado Springs, Colorado, to serve as a representative of special service districts, reappointed;

Brenda Richey of Boulder, Colorado, to serve as a representative of city and county governments, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF REVENUE

for a term expiring at the pleasure of the Governor:

Heidi Humphreys of Evergreen, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the remaining Consideration of Governor's Appointment Calendar (Members of the Parks and Wildlife Commission) of Friday, March 8, was laid over until Tuesday, March 12, retaining its place on the calendar.

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Appro-priations

After consideration on the merits, the Committee recommends that **SB24-104** 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 10 insert:

"(4) THE COMMUNITY COLLEGE SYSTEM MAY RECEIVE FUNDING FOR THE SERVICES DESCRIBED IN THIS SECTION THROUGH A LIMITED PURPOSE FEE-FOR-SERVICE CONTRACT PURSUANT TO SECTION 23-18-308 (1)(m).

**SECTION 4.** In Colorado Revised Statutes, 23-18-308, **add** (1)(m) as follows:

**23-18-308. Fee-for-service contracts - grants to local district colleges - limited purpose - repeal.** (1) Subject to available appropriations, the department shall enter into fee-for-service contracts for the following purposes:

(m) THE CREATION OF EDUCATION PROGRAMS PURSUANT TO SECTION 8-15.7-201.

**SECTION 5. Appropriation.** (1) For the 2024-25 state fiscal year, $87,326 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 0.8 FTE. To implement this act, the office may use this appropriation for the state apprenticeship agency.

(2) For the 2024-25 state fiscal year, $95,245 is appropriated to the department of higher education. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the college opportunity fund program to be used for limited purpose fee-for-service contracts with state institutions.

(3) For the 2024-25 state fiscal year, $95,245 is appropriated to the department of higher education. This appropriation is from reappropriated funds received from the limited purpose fee-for-service contracts with state institutions under subsection (2) of this section. To implement this act, the department may use this appropriation for the state board for community colleges and occupational education state system community colleges.".

Renumber succeeding section accordingly.

Page 1, line 102, strike "**APPRENTICESHIPS.**" and substitute "**APPRENTICESHIPS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

Appropriations

After consideration on the merits, the Committee recommends that **SB24-070** 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 February 5, 2024, page 2, line 18, strike "subsection" and substitute "subparagraph".

Page 2 of the report, before line 27 insert:

"**SECTION 3. Appropriation.** For the 2024-25 state fiscal year, $440,000 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 statewide assessment program.".

Page 2 of the report, line 27, strike "**3.**" and substitute "**4.**".

Amend printed bill, page 4, line 18, strike "INCLUDING" and substitute "INCLUDING, BUT NOT LIMITED TO,".

Page 1 of the bill, line 103, strike "**PROGRAMS.**" and substitute "**PROGRAMS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

Appropriations

After consideration on the merits, the Committee recommends that **SB24-065** 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 17 insert:

"**SECTION 5. Appropriation.** For the 2024-25 state fiscal year, $6,900 is appropriated to the department of revenue for use by the division of motor vehicles. This appropriation is from the Colorado DRIVES vehicle services account in the highway users tax fund created in section 42-1-211(2), C.R.S. To implement this act, the department may use this appropriation for DRIVES maintenance and support.".

Renumber succeeding section accordingly.

Page 1, line 102, strike "**VEHICLE.**" and substitute "**VEHICLE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

Appropriations

After consideration on the merits, the Committee recommends that **SB24-044** 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 21 insert:

"**SECTION 2. Appropriation.** (1) For the 2024-25 state fiscal year, $172,163 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) $98,246 for personal services related to taxation services, which amount is based on an assumption that the department will require an additional 1.4 FTE;

(b) $34,763 for tax administration IT system (GenTax) support;

(c) $29,400 for personal services related to administration and support;

(d) $8,462 for operating expenses related to taxation services; and

(e) $1,292 for the purchase of document management services.

(2) For the 2024-25 state fiscal year, $1,292 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.".

Renumber succeeding section accordingly.

Page 1, line 103, strike "**RETIREES.**" and substitute "**RETIREES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

Appropriations

After consideration on the merits, the Committee recommends that **SB24-026** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, after line 15 insert:

"**SECTION 4. Appropriation.** (1) For the 2024-25 state fiscal year, $10,504 is appropriated to the department of natural resources for use by the division of parks and wildlife. This appropriation consists of $6,828 from the wildlife cash fund created in section 33-1-112 (1) (a), C.R.S. and $3,676 from the parks and outdoor recreation cash fund created in section 33-10-111 (1), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) $6,828 from the wildlife cash fund for wildlife operations; and

(b) $3,676 from parks and outdoor recreation cash fund for state park operations.".

Renumber succeeding section accordingly.

Page 1, line 103, strike "**ENGAGEMENT.**" and substitute "**ENGAGEMENT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

Appropriations

After consideration on the merits, the Committee recommends that **HB24-1347** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB24-001** 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 January 24, 2024, page 1, after line 13 insert:

"Page 5, after line 14 insert:

"**SECTION 3. Appropriation.** For the 2024-25 state fiscal year, $6,000,000 is appropriated to the department of human services for use by the behavioral health administration. This appropriation is from the general fund and is based on an assumption that the administration will require an additional 1.0 FTE. To implement this act, the administration may use this appropriation for the youth mental health services program.".

Renumber succeeding section accordingly.".

Page 1 of the Report, strike line 14 and substitute:

"Page 1, strike line 103 and substitute "**MAKING AN APPROPRIATION.**".".

Appropriations

After consideration on the merits, the Committee recommends that **SB24-003** 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 13 through 18 and substitute:

"**SECTION 2. Appropriation.** (1) For the 2024-25 state fiscal year, $1,477,127 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) $1,079,356 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 bureau will require an additional 10.1 FTE;

(b) $351,068 for use by the Colorado bureau of investigation for operating costs related to laboratory and investigative services; and

(c) $46,703 for use by the executive director's office for leased space.".

Appropriations

After consideration on the merits, the Committee recommends that **SB24-014** 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 2. Appropriation.** For the 2024-25 state fiscal year, $18,749 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) $9,374 for use by the student learning division for content specialists, which amount is based on an assumption that the division will require an additional 0.1 FTE; and

(b) $9,375 for use by the student pathways division for college and career readiness, which amount is based on an assumption that the division will require an additional 0.1 FTE.".

Renumber succeeding section accordingly.

Page 1, line 102, strike "**LITERACY.**" and substitute "**LITERACY, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

Appropriations

After consideration on the merits, the Committee recommends that **SB24-016** 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 10 insert:

"**SECTION 3. Appropriation.** (1) For the 2024-25 state fiscal year, $108,937 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 division may use this appropriation as follows: (a) $93,549 for personal services related to taxation services, which amount is based on an assumption that the division will require an additional 1.6 FTE; and

(b) $15,388 for operating expenses related to taxation services.

(2) For the 2024-25 state fiscal year, $5,000 is appropriated to the department of local affairs. This appropriation is from the general fund. To implement this act, the department may use this appropriation for payments to OIT.".

Renumber succeeding section accordingly.

Page 1, line 108, strike "**ORGANIZATION AND**" and substitute "**ORGANIZATION,**".

Page 1, line 112, strike "**NUMBER.**" and substitute "**NUMBER, AND MAKING AN APPROPRIATION.**".

Appropriations

After consideration on the merits, the Committee recommends that **SB24-019** 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 4 insert:

"**SECTION 3. Appropriation.** (1) For the 2024-25 state fiscal year, $10,447 is appropriated to the department of revenue. This appropriation is from the Colorado DRIVES vehicle services account in the highway users tax fund created in section 42-1-211 (2), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) $7,936 for DRIVES maintenance and support;
(b) $384 for personal services related to vehicle services;
(c) $840 for personal services related to administration and support; and
(d) $1,287 for payments to OIT.

department of revenue for use by the division of motor vehicles. This appropriation is 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 for license plate ordering.".

Renumber succeeding section accordingly.

Page 1, line 101, strike "**PLACARDS.**" and substitute "**PLACARDS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

Appropriations

After consideration on the merits, the Committee recommends that **SB24-020** be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-125** 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, before line 2 insert:

"**SECTION 1. Legislative declaration.** (1) The general assembly finds and declares that:

(a) Child abuse and neglect is a crisis that affects the safety and welfare of vulnerable children on a global, national, state, and county level;

(b) Finding the appropriate temporary or permanent placement for vulnerable children is key to helping families successfully navigate the child welfare system;

(c) Although local placements are sought to mitigate disruption for these vulnerable children, there are times when a placement in another state is the best and most stable option;

(d) The interstate compact for the placement of children was created to allow assessment of placements in other states and to ensure services would be provided after placement;

(e) However, the existing interstate compact for the placement of children, established in 1960 and adopted by Colorado in 1975, is now applied inconsistently among the member states, creating delays and inconsistencies in placements;

(f) The revised interstate compact for the placement of children will remove barriers and allow for the timely placement of children in safe and appropriate homes. Additionally, member states will have the opportunity to participate in a rule-making process that will provide consistency in the implementation and application of the regulations.

(g) The revised interstate compact for the placement of children also provides additional clarifying language acknowledging that if a portion of the statutory language is found unconstitutional by a member state's highest court, that portion is severable from the compact for that state; and

(h) The first thirty-five states to pass the revised interstate compact will be included in the drafting process for the regulations.

(2) Therefore, the general assembly determines that:

(a) By adopting the revised language for the interstate compact for the placement of children, Colorado is ensured a voice at the table and can be a leader in bringing other states on board and drafting the new regulations that consider and reflect all Colorado stakeholder viewpoints; and

(b) Colorado representation at the interstate commission will ensure child, family, and parent voices are represented.".

Renumber succeeding sections accordingly.

Page 4, line 14, strike "JUDGE" and substitute "JUDGE, MAGISTRATE,".

Page 7, line 13, strike "A RELATIVE" and substitute "RELATIVE(S)".

Page 7, line 20, before "MEDICAL" insert "OTHER".

Page 8, line 18, strike "YET".

Page 9, line 18, strike "THE" and substitute "THIS".

Page 16, line 8, after "APPROVE" insert "THE".

Page 25, line 2, strike the first "A" and substitute "THE".

Page 27, line 3, strike "INTERSTATE".

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## MESSAGE FROM THE HOUSE (cont'd)

March 8, 2024
Mr. President:

The House has adopted and returns herewith SJM24-001.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Monday, March 11, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

62nd Legislative Day — Monday, March 11, 2024

Prayer — By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order — By the President at 10:00 a.m.

Roll Call — Present--31
Excused--4, Danielson, Hansen, Roberts, Will
Present later--3, Danielson, Roberts, Will

Quorum — The President announced a quorum present.

Pledge — By Senator Bridges.

Approval of the Journal — On motion of Senator Priola, the Journal of Friday, March 8, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SB24-094.
**Correctly Reengrossed:** SB24-068.
**Correctly Revised:** HB24-1119.

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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:

**HB24-1119** by Representative(s) Mauro and Taggart; also Senator(s) Smallwood--Concerning the use of multi-state filing systems for insurance tax filings.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 31 | NO | 0 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | E |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | E | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Kirkmeyer, Lundeen, Pelton, R., Priola, and Rich.

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At the order of the President, Senators Danielson, Roberts, and Will were added to the current roll call.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-094** by Senator(s) Gonzales and Exum; also Representative(s) Lindsay and Froelich--Concerning safe housing for residential tenants, and, in connection therewith, establishing and clarifying procedures regarding a tenant's claim of breach of the warranty of habitability.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | N | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Fields, Hinrichsen, Jaquez Lewis, Michaelson Jenet, Priola, Sullivan, and Winter F.

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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--Consent Calendar, and Senator Kolker was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**SB24-161** by Senator(s) Pelton R. and Marchman; also Representative(s) Lukens and Soper--Concerning parks and wildlife products, and, in connection therewith, modifying low-income senior and disabled veteran eligibility requirements for certain licenses; authorizing the parks and wildlife commission to establish, by rule, a harvest permit surcharge; and establishing procedures for hearings conducted by the commission for the denial, suspension, or revocation of a river outfitter license.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 417-418 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-137** by Senator(s) Simpson and Gonzales; also Representative(s) Martinez and Holtorf--Concerning the planting of uncertified potatoes, and, in connection therewith, requiring that uncertified potato seed stock be tested and approved by the certifying authority of Colorado before planting.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 418 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 Kolker, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-161 as amended, SB24-137 as amended.

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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.

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## 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:

**SB24-060** by Senator(s) Kirkmeyer and Ginal, Michaelson Jenet, Rich, Zenzinger; also Representative(s) Hartsook, Bradfield, Jodeh--Concerning exempting certain drugs from the purview of the Colorado prescription drug affordability review board.

Laid over until Monday, March 18, retaining its place on the calendar.

**HB24-1035** by Representative(s) Boesenecker and Jodeh, Bradfield, Hartsook, Ricks; also Senator(s) Jaquez Lewis and Will, Ginal, Michaelson Jenet, Roberts--Concerning technical modifications to the laws governing the Colorado health benefit exchange, and, in connection therewith, modifying the criteria for membership on and the number of meetings of the Colorado health insurance exchange oversight committee, adjusting the timeline for certain reports and presentations regarding the operations of the exchange, and directing the exchange to annually present its financial and operational plans and major board actions to the committee.

Amendment No. 1(L.003), by Senator Jaquez Lewis.

Amend reengrossed bill, strike page 4.

Page 5, strike lines 1 through 3 and substitute:

"(2) (a) The president of the senate shall appoint three members to the committee. Two appointees ~~shall~~ MUST be members of the senate health and

human services committee, the SENATE business, labor, and technology committee, or the legislative audit committee, or their successor committees. One appointee ~~shall~~ MUST be a representative of the senate at large.

(b) The speaker of the house of representatives shall appoint three members to the committee. Two appointees ~~shall~~ MUST be members of the house OF REPRESENTATIVES health and ~~environment~~ HUMAN SERVICES committee, the ~~economic and business development~~ HOUSE OF REPRESENTATIVES BUSINESS AFFAIRS AND LABOR committee, or the legislative audit committee, or their successor committees. One appointee ~~shall~~ MUST be a representative of the house of representatives at large.

(c) The minority leader of the senate shall appoint two members to the committee. One appointee ~~shall~~ MUST be a member of the senate health and human services committee, the SENATE business, labor, and technology committee, or the legislative audit committee, or their successor committees. One appointee ~~shall~~ MUST be a representative of the senate at large.

(d) The minority leader of the house of representatives shall appoint two members to the committee. One appointee ~~shall~~ MUST be a member of the house OF REPRESENTATIVES health and environment committee, the ~~economic and business development~~ HOUSE OF REPRESENTATIVES BUSINESS AFFAIRS AND LABOR committee, or the legislative audit committee, or their successor committees. One appointee ~~shall~~ MUST be a representative of the house of representatives at large.".

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

On motion of Senator Kolker, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1035 as amended.
Laid over until Monday, March 18: SB24-060.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
COLORADO COMMISSION ON JUDICIAL DISCIPLINE

for terms expiring June 30, 2027:

Ingrid Barrier of Denver, Colorado, to serve as an attorney, appointed;

Stefanie Trujillo of Commerce City, Colorado, to serve as a non-attorney, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SB24-002, 004, 005, 031, 045, 058, and SJM24-001.

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## MESSAGE FROM THE HOUSE

March 11, 2024
Mr. President:

The House has passed on Third Reading and returns herewith SB24-157.

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## MESSAGE FROM THE GOVERNOR

Friday, March 8th, 2024

Colorado Senate
The 74th General Assembly
Second Regular Session
State Capitol
Denver, Colorado 80203

Honorable Members of the Colorado Senate:

Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I have the honor to inform you that I have approved and filed with the Secretary of State the following Act:

SJR24-004 - Water Projects Eligibility Lists
Approved on Friday, March 8th, 2024 at 12:15 p.m

Sincerely,
(signed)
Jared Polis
Governor

---

Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE (cont'd)

March 11, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1332 and HB24-1251.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1149, HB24-1172, HB24-1321, HB24-1107, HB24-1150, HB24-1147, HB24-1256, HB24-1259, HB24-1323, HB24-1233, HB24-1117, HB24-1136, HB24-1156, and HB24-1174, amended as printed in House Journal, March 8, 2024.

The House has passed on Third Reading and returns herewith SB24-063 and SB24-103.

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## MESSAGE FROM THE REVISOR OF STATUTES

March 11, 2024
We herewith transmit:

Without comment, HB24-1332.
Without comment, as amended, HB24-1107, 1117, 1136, 1147, 1149, 1150, 1156, 1172, 1174, 1233, 1251, 1256, 1259, 1321, and 1323.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-180** by Senator(s) Fenberg and Smallwood; also Representative(s) Lindstedt and Winter T.--Concerning the repeal of the "Colorado Digital Token Act".
Finance

**HB24-1267** by Representative(s) Jodeh and Bacon; also Senator(s) Coleman and Hansen--Concerning requiring a metropolitan district engaging in covenant enforcement activities to comply with certain policies related to covenant enforcement.
Local Government & Housing

**HB24-1309** by Representative(s) Taggart and Velasco; also Senator(s) Roberts and Rich--Concerning protection for persons assisting in volunteer helicopter search and rescue operations.
Agriculture & Natural Resources

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS (cont'd)

**The President has signed:** SB24-157.

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## MESSAGE FROM THE GOVERNOR (cont'd)

Appointment Letters of designation and appointment from Governor Jared Polis were read and assigned to committees as follows:

March 5, 2024

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2025:

Angela Oakley of Centennial, Colorado, to represent an employer whose liability is insured by Pinnacol, occasioned by the resignation of Mark Goodman of Denver, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 3/5/24
Ryan Breitweiser, Journal Clerk

Committee on Business, Labor, & Technology

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Tuesday, March 12, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

63rd Legislative Day Tuesday, March 12, 2024

Prayer — By the chaplain, James Gilchrist, Church of Jesus Christ of Latter Day Saints, Parker.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--29
Excused--6, Baisley, Bridges, Cutter, Hansen, Mullica, Smallwood
Present later--5, Baisley, Bridges, Cutter, Hansen, Mullica

Quorum — The President announced a quorum present.

Pledge — By Minority Leader Lundeen.

Approval of the Journal — On motion of Senator Priola, the Journal of Monday, March 11, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-180.
**Correctly Engrossed:** SB24-137 and 161.
**Correctly Reengrossed:** SB24-094.
**Correctly Revised:** HB24-1035.
**Correctly Rerevised:** HB24-1119.
**Correctly Enrolled:** SB24-157; SJM24-001.

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## 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:

MEMBER OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE

effective January 1, 2024, for a term expiring December 31, 2027:

Meredith Mapel of Durango, Colorado, to serve as a Republican, reappointed.

Trans-portation & Energy — After consideration on the merits, the Committee recommends that **HB24-1012** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 3, strike "and (2)(f)" and substitute "(2)(f), (4)(b), (4)(c), and (4)(d)".

Page 3, after line 24 insert:

"(4) The area that comprises the district extends from Wyoming to New Mexico and includes:

(b) All areas within Adams, Arapahoe, Boulder, Douglas, El Paso,

Huerfano, Jefferson, Larimer, Las Animas, AND Pueblo ~~and Weld~~ counties that are located within the territory of a metropolitan planning organization AND ALL AREAS WITHIN WELD COUNTY THAT ARE LOCATED WITHIN THE CITY OF LONGMONT AND THE TOWN OF ERIE;

(c) All areas within Huerfano, Las Animas, and Pueblo counties that are not located within the territory of a metropolitan planning organization and ~~are located within a county precinct, as defined in section 1-1-104 (30), that is~~ THAT ARE located ~~wholly or partly~~ within five miles of the public right-of-way of interstate highway 25; and

(d) All areas within Larimer ~~and Weld counties~~ COUNTY that are not located within the territory of a metropolitan planning organization and ~~are located within a county precinct, as defined in section 1-1-104 (30), that is~~ THAT ARE north of the city of Fort Collins and ~~is~~ located ~~wholly or partly~~ within five miles of the public right-of-way of interstate highway 25.".

Page 3, line 26, strike "(1)(b)(I) introductory portion,".

Page 4, strike lines 15 and 16 and substitute "JANUARY 1 FOLLOWING THEIR APPOINTMENTS AND RUN THROUGH THE".

Page 4, strike lines 22 through 26.

Page 5, line 10, strike "2022. ~~and the initial directors~~".

Page 5, strike line 11 and substitute "2022, and the initial directors appointed may act as directors pending their confirmation by the senate.".

Page 5, strike lines 19 and 20 and substitute "COMMENCE ON JANUARY 1 FOLLOWING THEIR APPOINTMENTS AND".

Page 5, line 23, strike "GOVERNOR" and substitute "APPOINTING AUTHORITY".

Page 7, line 11, after "(1)(a)" insert "and (3)".

Page 8, after line 2 insert:

"(3) (a) Ballot issues proposed to the registered electors as required by subsections (1) and (2) of this section ~~shall~~ MUST be submitted in accordance with the requirements of section 20 of article X of the state constitution. The action shall not take effect unless a majority of the registered electors voting on the ballot issue vote to approve the ballot issue.

(b) NO LATER THAN SIXTY DAYS BEFORE A COORDINATED OR GENERAL ELECTION, THE DISTRICT MUST CERTIFY TO THE SECRETARY OF STATE THE BALLOT TITLES, CONTENT, AND ORDER OF ALL BALLOT MEASURES REFERRED TO THE REGISTERED ELECTORS OF THE DISTRICT BY RESOLUTION OF THE BOARD. THE CONTENT MUST BE CERTIFIED IN ENGLISH AND IN ANY LANGUAGE FOR WHICH ANY COUNTY WITHIN THE DISTRICT MUST PROVIDE A MINORITY LANGUAGE SAMPLE BALLOT, AS DEFINED IN SECTION 1-5-903 (2). IF THE DISTRICT TIMELY CERTIFIES BALLOT CONTENT TO THE SECRETARY OF STATE, THE SECRETARY OF STATE MUST CERTIFY THE DISTRICT'S BALLOT CONTENT TO THE COUNTY CLERK AND RECORDERS OF ALL COUNTIES WHOLLY OR PARTIALLY INCLUDED IN THE DISTRICT NO LATER THAN THE FIFTY-SEVENTH DAY BEFORE THE ELECTION, IN ACCORDANCE WITH SECTION 1-5-203 (1)(a).

(c) EXCEPT FOR THE CERTIFICATION OF THE BALLOT ORDER AND CONTENT BY THE SECRETARY OF STATE REQUIRED BY SUBSECTION (3)(b) OF THIS SECTION, the election ~~shall~~ MUST be conducted in substantially the same manner as county elections, and the county clerk and recorder of each county in which the election is conducted shall assist the district in conducting the election. The district shall pay the costs incurred by each county in conducting ~~such an~~ THE election ON BEHALF OF THE DISTRICT AS PROVIDED FOR IN SECTION 1-7-116 (2)(b). No public money of the district may be used to urge or oppose passage of a ballot issue submitted for voter approval as required under this section.".

Strike "terms;" and substitute "terms THAT RUN THROUGH THE FOURTH DECEMBER 31 FOLLOWING THEIR APPOINTMENTS;" on: **Page 4,** line 8; and **Page 5,** line 12.

Strike "APRIL 30." and substitute "DECEMBER 31." on: **Page 4,** line 17; and **Page 5,** line 21.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

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At the order of the President, Senators Baisley, Cutter, and Mullica were added to the current roll call.

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Judiciary — After consideration on the merits, the Committee recommends that **HB24-1103** be referred to the Committee of the Whole with favorable recommendation.

Judiciary — After consideration on the merits, the Committee recommends that **HB24-1291** be referred to the Committee of the Whole with favorable recommendation.

Judiciary — After consideration on the merits, the Committee recommends that **SB24-011** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, after line 1 insert:

"**SECTION 1. Legislative declaration.** (1) The general assembly finds and declares that:

(a) Three in ten adults, including half of 18- to 29-year-olds, in the United States have used a dating site or app;

(b) 31% of women on dating apps surveyed had been sexually assaulted or raped by someone they met through a dating app;

(c) Three in four users experienced dating app-facilitated sexual violence, with the highest rates among LGBTQIA users;

(d) It is relatively easy for minors to create profiles and use dating apps, because most apps do not verify the identity or age of the account holder;

(e) Predators have repeatedly used dating app platforms for serial criminal enterprises for financial fraud, as well as stalking, homicide, and rape;

(f) Colorado is in the top five most dangerous states for online dating;

(g) The small size and inexpensive nature of available tracking devices enable tracking devices to increasingly be used to track people and their property without consent;

(h) From 2019 to 2023, there was a 550% increase in sexual deepfakes published online;

(i) Intimate image abuse, including images that are digitally created or altered, affects survivors' mental health, including a high risk of suicide, and may negatively impact survivors' employment prospects, academic success, and physical well-being; and

(j) The risks and reality of technology-facilitated crimes impacts the public and is a matter of statewide public safety and concern.

(2) Therefore, in order to improve the public health, safety, and welfare of Coloradans, it is necessary to ensure that:

(a) Each online dating service develops thoughtful and transparent safety policies that are posted in a conspicuous place on the service's website or app for users;

(b) Online dating services take prompt remedial action for misconduct carried out through dating sites or apps;

(c) Data regarding the frequency of reported misconduct and the responses of dating sites or apps is tracked and available to consumers;

(d) An online dating service can be held accountable when it fails to act on reports of misconduct or criminal attacks;

(e) Consent is required for tracking a person or another's property; and

(f) Existing intimate image abuse laws include deepfakes and digitally

altered images.".

Renumber succeeding sections accordingly.

Page 3, line 5, after "**report -**" insert "**rules -**".

Page 3, after line 6 insert:

"(a) "HARASS" OR "HARASSMENT" MEANS TO ENGAGE IN, OR THE ACT OF ENGAGING IN, ANY UNWELCOME PHYSICAL OR VERBAL CONDUCT OR ANY WRITTEN, PICTORIAL, OR VISUAL COMMUNICATION DIRECTED AT A MEMBER, WHICH CONDUCT OR COMMUNICATION IS SUBJECTIVELY OFFENSIVE TO THE MEMBER ALLEGING HARASSMENT AND IS OBJECTIVELY OFFENSIVE TO A REASONABLE MEMBER.".

Reletter succeeding paragraphs accordingly.

Page 3, after line 8 insert:

"(c) "MISCONDUCT THAT THREATENS PUBLIC OR PERSONAL SAFETY" MEANS AN ACT, THREATENED ACT, OR ATTEMPTED ACT OF HOMICIDE, UNLAWFUL SEXUAL BEHAVIOR, ASSAULT, KIDNAPPING, STALKING, HARASSMENT, INVOLUNTARY INTOXICATION, ROBBERY, THEFT, OR ANY OTHER CONDUCT THAT THREATENS PUBLIC OR ANOTHER PERSON'S SAFETY.".

Reletter succeeding paragraphs accordingly.

Page 3, line 20, strike "NO LATER THAN NOVEMBER 1, 2024, AN" and substitute "AN".

Page 4, after line 3 insert:

"(a) A DESCRIPTION OF PROHIBITED CONTENT AND CONDUCT USED BY THE ONLINE DATING SERVICE, WHICH MUST INCLUDE MISCONDUCT THAT THREATENS PUBLIC OR PERSONAL SAFETY.".

Reletter succeeding paragraphs accordingly.

Page 4, line 7, strike "HAS" and substitute "IS FOUND TO HAVE".

Page 4, line 8, after "WHICH" insert "TYPES OF".

Page 4, strike lines 9 through 11 and substitute:

"(c) A DESCRIPTION OF WHETHER AND WHEN THE ONLINE DATING SERVICE VERIFIES A MEMBER'S IDENTITY OR THAT THE MEMBER IS AT LEAST EIGHTEEN YEARS OF AGE;".

Page 4, line 22, before "CONDUCT" insert "CONTENT AND".

Page 4, line 23, strike "OF MISCONDUCT".

Page 4, line 27, strike "BE REASONABLY DESIGNED TO REDUCE" and substitute "WARN MEMBERS NOT TO SUBMIT FALSE REPORTS OR REPORT FOR MALICIOUS, BIASED, OR OTHER ILLEGITIMATE REASONS.".

Page 5, strike lines 1 and 2.

Page 5, strike line 8, and substitute "IN COLORADO WHO EXPERIENCE SEXUAL ASSAULT, DOMESTIC VIOLENCE, AND OTHER CRIMES; AND".

Page 5, strike lines 12 through 27 and substitute:

"(3) AN ONLINE DATING SERVICE SHALL POST A CLEAR AND CONSPICUOUS LINK TO THE SERVICE'S SAFETY POLICY ON THE MAIN PAGE OF ITS WEBSITE AND ON THE SETTINGS, OR A SIMILAR SCREEN, OF ITS MOBILE APPLICATION, IF APPLICABLE, AND INCLUDE A LINK TO THE SAFETY POLICY IN A DATING SERVICE CONTRACT DESCRIBED IN SECTION 6-1-731. THE TEXT OF EACH LINK MUST EXPLICITLY INFORM A COLORADO MEMBER THAT THE LINK NAVIGATES THE MEMBER TO THE ONLINE DATING SERVICE'S SAFETY POLICY.

(4) (a) AN ONLINE DATING SERVICE SHALL SUBMIT THE URL FOR ITS SAFETY POLICY POSTED ON ITS WEBSITE TO THE ATTORNEY GENERAL'S OFFICE WITHIN FIFTEEN DAYS AFTER ENACTING THE SAFETY POLICY. IF AN ONLINE DATING SERVICE UPDATES THE URL FOR ITS SAFETY POLICY, IT SHALL SUBMIT THE UPDATED URL TO THE ATTORNEY GENERAL'S OFFICE WITHIN SEVEN DAYS AFTER UPDATING THE URL.".

(b) ON OR BEFORE JANUARY 31, 2026, AND ON OR BEFORE JANUARY 31 OF EACH YEAR THEREAFTER, AN ONLINE DATING SERVICE SHALL SUBMIT AN ANNUAL REPORT TO THE ATTORNEY GENERAL'S OFFICE CONCERNING MEMBER SAFETY AND THE ONLINE DATING SERVICE'S COMPLIANCE WITH THIS SECTION. THE REPORT MUST INCLUDE THE INFORMATION REQUIRED BY THE RULES PROMULGATED PURSUANT TO THIS SECTION.

(c) THE REPORT REQUIRED PURSUANT TO SUBSECTION (4)(b) OF THIS SECTION IS ONLY REQUIRED TO INCLUDE INFORMATION ABOUT A MEMBER LOCATED IN, OR REPORTS MADE BY A MEMBER LOCATED IN, COLORADO, IF THAT INFORMATION IS AVAILABLE. IF THAT INFORMATION IS NOT AVAILABLE, THE REPORT MUST INCLUDE INFORMATION FROM THE ENTIRE UNITED STATES.

(4.5) THE ATTORNEY GENERAL MAY PROMULGATE RULES TO CARRY OUT THIS SECTION.".

Page 6, strike lines 1 through 9.

Page 6, line 16, after "MEMBER" insert "WHOSE IDENTITY IS KNOWN OR CAN REASONABLY BE KNOWN BY THE ONLINE DATING SERVICE".

Page 6, strike lines 19 through 27 and substitute "LIABLE FOR THE FULL AMOUNT OF THE MEMBER'S ACTUAL DAMAGES RESULTING FROM THE INCIDENT.

(7) (a) NOTHING IN THIS SECTION ALTERS THE SCOPE OF THE FEDERAL "COMMUNICATIONS DECENCY ACT OF 1996", 47 U.S.C. SEC. 230.

(b) NOTHING IN THIS SECTION LIMITS ANY RIGHTS OR REMEDIES OF AN INJURED PARTY THAT ARE AVAILABLE UNDER COLORADO LAW NOR REMOVES ANY REMEDIES AVAILABLE TO AN INJURED PERSON PRIOR TO THE EFFECTIVE DATE OF THIS SECTION.

(c) AN ONLINE DATING SERVICE IS NOT LIABLE TO A BARRED OR SUSPENDED MEMBER FOR TAKING, IN GOOD FAITH, REMEDIAL ACTION IN ACCORDANCE WITH ITS MEMBERSHIP AGREEMENT AGAINST A MEMBER FOR VIOLATING THE SERVICE'S SAFETY POLICY.

**SECTION 3.** In Colorado Revised Statutes, **add** 6-1-735 as follows:

**6-1-735. Social media companies - unfair trade practice - complying with company policies regarding computer generated sexual images - definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "COMPUTER GENERATED OR DIGITALLY ALTERED SEXUAL IMAGE" MEANS A PHOTOGRAPH, FILM, VIDEOTAPE, RECORDING, DIGITAL FILE, OR OTHER REPRODUCTION THAT:

(I) DEPICTS AN ACTUAL PERSON WHO APPEARS TO BE ENGAGING IN SPEECH OR CONDUCT IN WHICH THE PERSON DID NOT ENGAGE AND IS SO REALISTIC THAT A REASONABLE PERSON WOULD BELIEVE IT DEPICTS THE ACTUAL SPEECH OR CONDUCT OF THE DEPICTED PERSON;

(II) WAS SUBSTANTIALLY DEPENDENT UPON PRODUCTION BY TECHNICAL MEANS, RATHER THAN THE ABILITY OF ANOTHER PERSON TO PHYSICALLY OR VERBALLY IMPERSONATE THE DEPICTED PERSON; AND

(III) REALISTICALLY DEPICTS THE PRIVATE INTIMATE PARTS OR SEXUAL ACTS OF ANOTHER PERSON AS THE PRIVATE INTIMATE PARTS OR SEXUAL ACTS OF THE DEPICTED PERSON OR ARTIFICIALLY GENERATED PRIVATE INTIMATE PARTS OR SEXUAL ACTS AS THE PRIVATE INTIMATE PARTS OR SEXUAL ACTS OF THE DEPICTED PERSON.

(b) "REMEDIAL ACTION" MEANS SUSPENDING A USER'S ACCOUNT FROM A SOCIAL MEDIA PLATFORM OR BARRING A USER FROM A PLATFORM.

(c) "SOCIAL MEDIA COMPANY" OR "COMPANY" MEANS A PERSON THAT OWNS OR OPERATES ONE OR MORE SOCIAL MEDIA PLATFORMS.

(d) "SOCIAL MEDIA PLATFORM" MEANS AN INTERNET-BASED SERVICE OR APPLICATION THAT HAS USERS IN COLORADO AND MEETS BOTH OF THE FOLLOWING CRITERIA:

(I) A SUBSTANTIAL FUNCTION OF THE SERVICE OR APPLICATION IS TO ALLOW USERS TO INTERACT SOCIALLY WITH EACH OTHER WITHIN THE SERVICE OR APPLICATION; AND

(II) THE SERVICE OR APPLICATION ALLOWS A USER TO:

(A) BECOME A REGISTERED USER, ESTABLISH AN ACCOUNT, OR CONSTRUCT A PUBLIC OR SEMI-PUBLIC PROFILE FOR PURPOSES OF SIGNING INTO AND USING THE SERVICE OR APPLICATION; AND

(B) CREATE OR POST CONTENT THAT IS VIEWABLE BY OTHER USERS.

(e) "USER" MEANS ANY PERSON WHO CAN VIEW CONTENT ON A SOCIAL MEDIA PLATFORM, REGARDLESS OF WHETHER THE PLATFORM CHARGES A FEE TO VIEW CONTENT OR PARTICIPATE ON THE PLATFORM AND REGARDLESS OF WHETHER THE PERSON HAS AN ACCOUNT OR OTHERWISE REGISTERS WITH THE PLATFORM.

(2) (a) A SOCIAL MEDIA COMPANY SHALL PROHIBIT POSTING A COMPUTER GENERATED OR DIGITALLY ALTERED SEXUAL IMAGE ON ITS SOCIAL MEDIA PLATFORM WITHOUT THE CONSENT OF THE PERSON DEPICTED IN THE IMAGE.

(b) A SOCIAL MEDIA COMPANY SHALL HAVE A POLICY THAT INCLUDES A PROCESS FOR A USER TO FLAG CONTENT OR OTHER USERS THAT THE USER BELIEVES VIOLATE THE PROHIBITION ON POSTING A COMPUTER GENERATED OR DIGITALLY ALTERED SEXUAL IMAGE AND STANDARDS FOR TAKING REMEDIAL ACTION AGAINST A USER WHO POSTS A COMPUTER GENERATED OR DIGITALLY ALTERED SEXUAL IMAGE ON THE COMPANY'S SOCIAL MEDIA PLATFORM.

(3) FOR THE PURPOSES OF SECTION 6-1-113 (1)(a), IF A SOCIAL MEDIA COMPANY RECEIVED A REPORT THAT A USER POSTED A COMPUTER GENERATED OR DIGITALLY ALTERED SEXUAL IMAGE ON ITS SOCIAL MEDIA PLATFORM AND THE SOCIAL MEDIA COMPANY FAILED TO REMOVE THE IMAGE FROM ITS SOCIAL MEDIA PLATFORM AND TAKE REMEDIAL ACTION AGAINST THE USER IN ACCORDANCE WITH THE COMPANY'S POLICY, THE FAILURE TO REMOVE THE IMAGE AND TAKE REMEDIAL ACTION IS PRIMA FACIE EVIDENCE THAT ANY OTHER USER WHO VIEWED THE IMAGE AFTER THE IMAGE WAS FLAGGED WAS INJURED AS A RESULT OF AN UNFAIR TRADE PRACTICE BY THE SOCIAL MEDIA COMPANY.".

Renumber succeeding sections accordingly.

Page 7, strike line 2 and substitute:
"(1)(cccc); and **add** (1)(eeee) and (1)(ffff) as follows:".

Page 7, strike lines 8 and 9.

Page 7, line 10, strike "6-1-731.5." and substitute "6-1-731.5; OR

(ffff) VIOLATES SECTION 6-1-735.".

Page 8, line 15, after the period add "AN ACTOR IS LIABLE TO THE EXTENT THE ACTOR'S CONDUCT WAS THE PROXIMATE CAUSE OF THE HARM CAUSED BY THE TRACKING DEVICE OR TRACKING APPLICATION.".

Page 8, line 24, strike "INVESTIGATION OR" and substitute "INVESTIGATION;".

Page 8, line 25, strike "DUTIES." and substitute "DUTIES; OR A PUBLIC HIGHWAY AUTHORITY, CREATED PURSUANT TO PART 5 OF ARTICLE 4 OF TITLE 43, ACTING WITHIN THE SCOPE OF ITS AUTHORITY TO COLLECT TOLLS.".

Page 8, strike lines 26 and 27 and substitute:

"**SECTION 7.** In Colorado Revised Statutes, 18-7-107, **amend** (1)(a) introductory portion; and **add** (2.5) as follows:

**18-7-107. Posting a private image for harassment - definitions.** (1) (a) An actor who is eighteen years of age or older commits the offense of posting a private image for harassment if ~~he or she~~ THE ACTOR posts or distributes through the use of social media or any website any photograph, video, or other image displaying the REAL OR SIMULATED private intimate parts of an identified or identifiable person eighteen years of age or older or an image displaying sexual acts of an identified or identifiable person:

(2.5) IT IS NOT A DEFENSE TO AN ALLEGED VIOLATION OF THIS SECTION THAT THE IMAGE IS PARTIALLY DIGITALLY CREATED OR ALTERED OR THAT THE PRIVATE INTIMATE PARTS WERE DIGITALLY CREATED OR ALTERED.

**SECTION 8.** In Colorado Revised Statutes, 18-7-108, **amend** (1)(a) introductory portion; and **add** (2.5) as follows:

**18-7-108. Posting a private image for pecuniary gain - definitions.** (1) (a) An actor who is eighteen years of age or older commits the offense of

posting a private image for pecuniary gain if ~~he or she~~ THE ACTOR posts or distributes through social media or any website any photograph, video, or other image displaying the REAL OR SIMULATED private intimate parts of an identified or identifiable person eighteen years of age or older or an image displaying sexual acts of an identified or identifiable person:

(2.5) IT IS NOT A DEFENSE TO AN ALLEGED VIOLATION OF THIS SECTION THAT THE IMAGE IS PARTIALLY DIGITALLY CREATED OR ALTERED OR THAT THE PRIVATE INTIMATE PARTS WERE DIGITALLY CREATED OR ALTERED.

**SECTION 9.** In Colorado Revised Statutes, 18-7-109, **amend** (8) introductory portion and (8)(b) as follows:

**18-7-109. Posting, possession, or exchange of a private image by a juvenile - definitions - penalties.** (8) As used in this section, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(b) "Sexually explicit image" means any electronic or digital photograph, video, or video depiction of the REAL OR SIMULATED external genitalia or perineum or anus or buttocks or pubes of any person or the REAL OR SIMULATED breast of a female person.".

Strike pages 9 and 10.

Page 11, strike lines 1 and 2.

Renumber succeeding section accordingly.

Strike "MISCONDUCT" and substitute "PROHIBITED CONTENT AND CONDUCT" on: **Page 3**, line 15; **Page 4**, lines 14, 19, and 26; and **Page 6**, lines 1, 5, 8, and 9.

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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:

**SB24-161** by Senator(s) Pelton R. and Marchman; also Representative(s) Lukens and Soper-- Concerning parks and wildlife products, and, in connection therewith, modifying low-income senior and disabled veteran eligibility requirements for certain licenses; authorizing the parks and wildlife commission to establish, by rule, a harvest permit surcharge; and establishing procedures for hearings conducted by the commission for the denial, suspension, or revocation of a river outfitter license.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Exum, Fields, Michaelson Jenet, Priola, Will, and Winter F.

**SB24-137** by Senator(s) Simpson and Gonzales; also Representative(s) Martinez and Holtorf-- Concerning the planting of uncertified potatoes, and, in connection therewith, requiring that uncertified potato seed stock be tested and approved by the certifying authority of Colorado before planting.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Gardner, Ginal, Kirkmeyer, Liston, Lundeen, Marchman, Michaelson Jenet, Pelton B., Pelton R., Priola, Rodriguez, Will, and Winter F.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1035** by Representative(s) Boesenecker and Jodeh, Bradfield, Hartsook, Ricks; also Senator(s) Jaquez Lewis and Will, Ginal, Michaelson Jenet, Roberts--Concerning technical modifications to the laws governing the Colorado health benefit exchange, and, in connection therewith, modifying the criteria for membership on and the number of meetings of the Colorado health insurance exchange oversight committee, adjusting the timeline for certain reports and presentations regarding the operations of the exchange, and directing the exchange to annually present its financial and operational plans and major board actions to the committee.

A majority of those elected to the Senate having voted in the affirmative, Senator Jaquez Lewis was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.004), by Senator Will.

> Amend revised bill, page 4, line 23, strike "environment" and substitute "~~environment~~ HUMAN SERVICES".

The amendment was **passed** on the following roll call vote:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

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At the order of the President, Senator Bridges was added to the current roll call.

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| YES | 32 | NO | 1 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Fields, Priola, and Winter F.

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Committee of the Whole

On motion of Senator Hinrichsen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Hinrichsen was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**HB24-1139** by Representative(s) Lieder and Armagost; also Senator(s) Will and Exum--Concerning the payment of death benefits after remarriage to a surviving spouse of a state employee who worked in a job with a high-risk classification.

Amendment No. 1,Business, Labor, & Technology Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 431-432 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**HB24-1060** by Representative(s) Snyder; also Senator(s) Roberts--Concerning implementing provisions of the travel insurance model act.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1086** by Representative(s) Holtorf and Amabile; also Senator(s) Michaelson Jenet--Concerning the operation of the Denver health and hospital authority.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1155** by Representative(s) Velasco; also Senator(s) Cutter--Concerning modifications to the statutes that guide the management of certain public safety emergencies.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 432 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**SB24-070** by Senator(s) Lundeen and Zenzinger; also Representative(s) McLachlan and Pugliese--Concerning allowing online education programs to offer remote state assessment testing to students who attend online education programs, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 6, page(s) 152-153 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 443 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-016** by Senator(s) Zenzinger and Smallwood; also Representative(s) Snyder--Concerning qualification for state income tax credits for charitable contributions to nonprofit organizations, and, in connection therewith, authorizing a taxpayer to make a charitable contribution for which the taxpayer may claim a state income tax credit to a charitable recipient organization through a qualified intermediary that forwards the contribution to the charitable recipient organization, allowing a tax credit certificate for the Colorado homeless contribution tax credit to include only the last four digits, rather than all digits, of a taxpayer's social security number, and making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, January 31, page(s) 116 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 445 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-125** by Senator(s) Pelton B. and Michaelson Jenet; also Representative(s) Evans and Boesenecker--Concerning the enactment of the "Interstate Compact for the Placement of Children".

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 446-447 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 Hinrichsen, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-070 as amended, SB24-016 as amended, SB24-125 as amended, HB24-1139 as amended, HB24-1060, HB24-1086, HB24-1155 as amended.

Committee of the Whole

On motion of Senator Hinrichsen, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hinrichsen was called to act as Chair.

## GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**SB24-150** by Senator(s) Cutter; also Representative(s) Froelich--Concerning requirements for the processing of municipal solid waste in the state.

Laid over until Wednesday, March 13, retaining its place on the calendar.

**SCR24-001** by Senator(s) Danielson and Fields, Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Weissman, deGruy Kennedy--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning allowing Colorado lawmakers to pass laws that permit victims of childhood sexual abuse to bring a civil claim for the sexual abuse regardless of when the sexual abuse occurred.

Laid over until Thursday, March 21, retaining its place on the calendar.

**HB24-1098** by Representative(s) Mabrey and Duran, Bacon, Brown, deGruy Kennedy, Epps, Garcia, Hernandez, Herod, Jodeh, Joseph, Lieder, Lindsay, Lindstedt, Martinez, Mauro, Ortiz, Parenti, Ricks, Rutinel, Sirota, Story, Titone, Velasco, Vigil, Weissman, Willford; also Senator(s) Gonzales and Hinrichsen--Concerning protections for residential tenants, and, in connection therewith, requiring cause for the eviction of a residential tenant.

Laid over until Friday, March 15, retaining its place on the calendar.

**SB24-104** by Senator(s) Danielson; also Representative(s) Hamrick--Concerning the alignment of educational programs with registered apprenticeships.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 442 and placed in members' bill files.)

Amendment No. 2(L.002), by Senator Danielson.

Amend printed bill, page 5, after line 10 insert:

"(4) THE OFFICE OF THE FUTURE OF WORK IN THE DEPARTMENT SHALL ENGAGE IN PROACTIVE OUTREACH TO FOSTER COLLABORATION BETWEEN REGISTERED APPRENTICESHIP PROGRAMS, THE COLORADO COMMUNITY COLLEGE SYSTEM, CAREER AND TECHNICAL EDUCATION PROGRAMS, INSTITUTIONS OF HIGHER EDUCATION, AND OTHER TRAINING PROVIDERS IN THE RELATED PROGRAMS AND OCCUPATIONS TO FACILITATE AWARENESS OF OPPORTUNITIES FOR CURRENT AND PROSPECTIVE PARTICIPANTS.".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-044** by Senator(s) Kolker and Hansen; also Representative(s) Hamrick and Kipp--Concerning the creation of a refundable income tax credit for qualifying public employees' retirement association retirees.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 7, page(s) 158 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 443-444 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-026** by Senator(s) Roberts and Will, Bridges, Hinrichsen, Pelton B., Pelton R.; also Representative(s) McLachlan and Catlin, Lynch, Martinez, McCormick--Concerning a requirement that members of certain state regulatory bodies who are appointed by the governor hold meetings to elicit public engagement.

Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, January 19, page(s) 38 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 444 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**HB24-1347** by Representative(s) Duran and McCluskie; also Senator(s) Rodriguez and Fenberg--Concerning the payment of the expenses of the legislative department.

Ordered revised and placed on the calendar for third reading and final passage.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (**SB24-001**, **SB24-003**, **SB24-014, SB24-019**, **SB24-020, and SB24-065**) of Tuesday, March 12, was laid over until Wednesday, March 13, retaining its place on the calendar.

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## ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | E | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-104 as amended, SB24-044 as amended, SB24-026 as amended, HB24-1347.
Laid over until Wednesday, March 13: SB24-150, SB24-001, SB24-003, SB24-014, SB24-019, SB24-020, SB24-065.
Laid over until Friday, March 15: HB24-1098.
Laid over until Thursday, March 21: SCR24-001.

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At the order of the President, Senator Hansen was added to the current roll call.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
COAL MINE BOARD OF EXAMINERS

for a term beginning July 2, 2023, expiring July 1, 2027:

Hugh “Vince” Cowan of Paonia, Colorado to serve as a coal mine owner, operator, manager or other mine official actively engaged in underground mining, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
BOARD OF THE GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2027:

Leticia Martinez of Denver, Colorado, to serve as a representative of the First Congressional District, reappointed;

John Montepare of Breckenridge, Colorado, to serve as a representative of the Second Congressional District, reappointed;

Pamela Denahy of La Junta, Colorado, to serve as a representative of the Third Congressional District, reappointed;

Mina Liebert of Colorado Springs, Colorado, to serve as a representative of the Fifth Congressional District, reappointed;

Morris Jay Siegel of Boulder, Colorado, to serve as a representative of the Second Congressional District, reappointed;

Jahi Simbai of Wheat Ridge, Colorado, to serve as a representative of the Seventh Congressional District, reappointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY BOARD OF COMMISSIONERS

for terms expiring November 1, 2027:

Deb Suniga of Greeley, Colorado, to serve as a representative of the Second Agricultural District, and as a Democrat, reappointed;

Darius Allen of Alamosa, Colorado, to serve as a representative of the Third Agricultural District, agriculture, and as a Republican, reappointed;

Caleen Hale of Montrose, Colorado, to serve as a representative of the Fourth Agricultural District, and as an Unaffiliated, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
STATE BOARD OF STOCK INSPECTION COMMISSIONERS

for terms expiring May 1, 2027:

Natalie Rogers of Yuma, Colorado, to serve as a representative of the confinement cattle industry, appointed;

Steven Wooten of Kim, Colorado, to serve as a representative of the non-confinement cattle industry, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2027:

Steven Eric Vandiver of Alamosa, Colorado, to serve as a representative from the Rio Grande drainage basin, and as a representative with experience in the engineering aspects of water projects, reappointed;

Michael Fabbre of Crested Butte, Colorado, to serve as a representative from the Gunnison-Uncompahgre drainage basin, and as a representative with experience in water project financing, reappointed;

Matthew Shuler of Walden, Colorado, to serve as a representative from the North Platte drainage basin, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
STATE PERSONNEL BOARD

effective July 1, 2023, for terms expiring June 30, 2026:

Kimberley Dempster of Denver, Colorado, reappointed;

F. Robert Lee of Littleton, Colorado, reappointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
COLORADO CHANNEL AUTHORITY BOARD OF DIRECTORS

for terms expiring October 6, 2027:

Bart Miller of Centennial, Colorado to serve as a representative who has experience in the business operations of broadcast journalism, reappointed;

Megan Jurgemeyer of Denver, Colorado to serve as a representative who has experience in the business operations of broadcast journalism, reappointed;

Jessica Bralish of Arvada, Colorado, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Roberts, the following Governor's appointments to the Parks and Wildlife Commission were severed and voted upon individually:

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2027:

Jess Beaulieu of Denver, Colorado to serve as a representative of outdoor recreation and parks utilization, appointed;

Gary Skiba of Durango, Colorado to serve as a representative of sportspersons and a member West of the Continental Divide, appointed.

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On motion of Senator Marchman, Jess Beaulieu was confirmed by a roll call vote:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | N | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | N | Rich | N | Zenzinger | N |
| Fields | Y | Liston | N | Roberts | N | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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On motion of Senator Roberts, and with a majority of those elected to the Senate having voted in the affirmative, the confirmation of Gary Skiba was laid over until Thursday, May 9.

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On motion of Senator Roberts, the following Governor's appointments were confirmed by a roll call vote:

MEMBER OF THE
PARKS AND WILDLIFE COMMISSION

for a term expiring July 1, 2027:

John (Jack) Murphy of Aurora, Colorado to serve as a representative of outdoor recreation and parks utilization, appointed.

| YES | 23 | NO | 11 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD

effective February 13, 2024, for terms expiring February 12, 2027:

Brad Wind of Loveland, Colorado, to serve as a representative of the South Platte Basin, appointed;

John McClow of Gunnison, Colorado, to serve as a representative of the Gunnison-Uncompahgre Basin, appointed;

Barbara Vasquez of Cowdrey, Colorado, to serve as a representative of the North Platte Basin, reappointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | E |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

## INTRODUCTION OF MEMORIALS

The following memorial was read by title:

**SJM24-002** by Senator(s) Roberts and Simpson, Danielson; also Representative(s) McCluskie and McLachlan, Catlin–Memorializing congress to fully fund the authorized thirty-five million dollars to the "Water Infrastructure Improvements for the Nation Act" according to the recommendations of the Colorado River Drought Task Force.

Laid over until Wednesday, March 13.

## MESSAGE FROM THE HOUSE

March 12, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1222.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1121 and HB24-1252, amended as printed in House Journal, March 11, 2024.

The House has postponed indefinitely SB24-022. The bill is returned herewith.

## DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, March 12, 2024, at 9:32 am:
SB24-002, 004, 005, 031, 045, 058, and 157.

Senate in recess. Senate reconvened.

## MESSAGE FROM THE REVISOR OF STATUTES

March 12, 2024
We herewith transmit:

Without comment, HB24-1222.
Without comment, as amended, HB24-1121 and 1252.

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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**SJR24-014** by Senator(s) Danielson and Simpson; also Representative(s) McLachlan–Concerning a Joint Session of the Senate and the House of Representatives for the purpose of hearing a message from Representatives of the Ute Mountain Ute Tribe Tribal Council and the Southern Ute Indian Tribe Tribal Council, and, in connection therewith, appointing a committee to escort the Tribal Representatives.

Laid over until Wednesday, March 13.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**HB24-1136** by Representative(s) Pugliese and Amabile; also Senator(s) Cutter and Smallwood--Concerning measures to encourage healthier social media use by youth, and, in connection therewith, making an appropriation.
Education

**HB24-1149** by Representative(s) Bird and Frizell, Amabile, Armagost, Bacon, Boesenecker, Bradfield, Clifford, deGruy Kennedy, Duran, English, Froelich, Garcia, Hamrick, Hartsook, Hernandez, Jodeh, Kipp, Lieder, Lindstedt, Mabrey, McLachlan, Ortiz, Rutinel, Sirota, Snyder, Soper, Taggart, Titone, Valdez, Velasco, Weinberg, Willford, Wilson, Young; also Senator(s) Roberts and Kirkmeyer, Ginal, Baisley, Bridges, Buckner, Coleman, Cutter, Gonzales, Hansen, Hinrichsen, Kolker, Liston, Marchman, Michaelson Jenet, Mullica, Pelton R., Rich, Van Winkle, Will, Winter F., Zenzinger--Concerning modifications to requirements for prior authorization of benefits under health benefit plans, and, in connection therewith, making an appropriation.
Health & Human Services

**HB24-1256** by Representative(s) Duran and Weinberg, Lieder; also Senator(s) Ginal--Concerning the continuation of the senior dental advisory committee.
Health & Human Services

**HB24-1323** by Representative(s) Velasco and Hernandez; also Senator(s) Fields--Concerning the manner of dress during school graduation ceremonies.
Education

**HB24-1332** by Representative(s) Young and Sirota, Holtorf; also Senator(s) Buckner and Michaelson Jenet--Concerning continuing the rule-making authority of the executive director of the department of early childhood, and, in connection therewith, implementing the recommendation contained in the 2023 sunset report by the department of regulatory agencies.
Health & Human Services

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, March 13, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

64th Legislative Day Wednesday, March 13, 2024

Prayer — By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--32
Absent--1, Mullica
Excused--2, Fields, Winter
Present later--3, Fields, Mullica, Winter

Quorum — The President announced a quorum present.

Pledge — By Senator Bridges.

Approval of the Journal — On motion of Senator Priola, the Journal of Tuesday, March 12, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SJM24-002 and SJR24-014.
**Correctly Engrossed:** SB24-016, 026, 044, 070, 104, and 125.
**Correctly Reengrossed:** SB24-137 and 161.
**Correctly Revised:** HB24-1060, 1086, 1139, 1155, and 1347.
**Correctly Rerevised:** HB24-1035.
**Correctly Enrolled:** SB24-063 and 103.

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At the order of the President, Senator Mullica was added to the current roll call.

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## COMMITTEE OF REFERENCE REPORTS

Local Government & Housing — After consideration on the merits, the Committee recommends that **HB24-1007** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, lines 20 and 21, strike "ON DEMONSTRATED" and substitute:

"ON:
(a) DEMONSTRATED".

Page 3, line 24, strike "STANDARDS." and substitute:

"STANDARDS; OR
(b) LOCAL, STATE, FEDERAL, OR POLITICAL SUBDIVISION AFFORDABLE HOUSING PROGRAM GUIDELINES.".

Local Government & Housing

The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
COLORADO HOUSING AND FINANCE AUTHORITY BOARD OF DIRECTORS

for terms expiring July 1, 2027:

Albus Brooks of Denver, Colorado, to serve as a representative of the public, appointed;

Santhosh Ramdoss of Denver, Colorado, to serve as a representative of the public, appointed;

Jason Peasley of Steamboat Springs, Colorado, to serve as a representative of the public, appointed.

Local Government & Housing

The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO HOUSING AND FINANCE AUTHORITY BOARD OF DIRECTORS

for a term expiring July 1, 2025:

Stefka Fanchi of Lakewood, Colorado, to represent the public, occasioned by the resignation of Nathan Peterson of Evergreen, Colorado, appointed.

Finance

After consideration on the merits, the Committee recommends that **HB24-1056** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 10, strike lines 14 through 24 and substitute:

"(14) "PURCHASER" MEANS THE PERSON TO WHOM THE TREASURER AWARDS THE CERTIFICATE OF OPTION FOR TREASURER'S DEED AS THE WINNING BIDDER AT THE PUBLIC AUCTION WHO TIMELY SUBMITS PROPER FUNDS OR, IF NO VALID BIDS ARE RECEIVED AT THE PUBLIC AUCTION, THE LAWFUL HOLDER WHO DOES NOT FILE A WITHDRAWAL OF THE APPLICATION FOR PUBLIC AUCTION PURSUANT TO SECTION 39-11.5-106.".

Page 13, lines 4 and 5, strike "NO LATER THAN FIVE BUSINESS DAYS" and substitute "AS SOON AS PRACTICABLE".

Page 13, line 15, strike "NO LATER THAN" and substitute "WITHIN" and strike "RECEIPT".

Page 13, strike line 16 and substitute "TREASURER'S DETERMINATION.".

Page 14, line 23, after "IF" insert "THE VALUATION FOR ASSESSMENT OF".

Page 15, strike line 16 and substitute "39-11.5-104 (1) OR THE DATE OF THE MAILING OF THE KNOWN INTERESTED PARTY NOTICE IF PUBLICATION IS NOT REQUIRED.".

Page 17, strike lines 26 and 27.

Strike page 18.

Page 19, strike lines 1 through 21.

Reletter succeeding paragraphs accordingly.

Page 20, line 11, strike "(2)(d)," and substitute "(2)(c),".

Page 21, line 17, strike "(2)(d)(IV)," and substitute "(2)(c)(IV),".

Strike "(2)(e)" and substitute "(2)(d)" on: **Page 20**, line 22; and **Page 21**, line

19.

Strike "(2)(d)(IV)(A)" and substitute "(2)(c)(IV)(A)" on: **Page 20**, line 26; and **Page 21**, line 6.

Finance

After consideration on the merits, the Committee recommends that **HB24-1044** 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 13, strike "at the start of each" and substitute "~~at the start of each~~ NO LATER THAN SEPTEMBER 1 OF THE APPLICABLE".

Page 4, line 3, after "RETIREE" insert "HIRED BY AN EMPLOYER IN THE SCHOOL OR DENVER PUBLIC SCHOOLS DIVISION".

Page 4, line 4, after "TO" insert "SUBSECTION (1.8)(b) OF THIS SECTION AND".

Page 4, line 6, after "TO" insert "SUBSECTION (1.8)(b) OF THIS SECTION OR".

Page 4, line 9, after "finance" insert "AND EDUCATION".

Page 5, line 6, after "FINANCE" insert "AND EDUCATION".

Finance

The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO BANKING BOARD

for a term expiring July 1, 2027:

Siddharth Kotwal of Highlands Ranch, Colorado, to serve as a member of the public, 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
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2025:

Angela Oakley of Centennial, Colorado, to represent an employer whose liability is insured by Pinnacol, occasioned by the resignation of Mark Goodman of Denver, Colorado, appointed.

for a term expiring January 1, 2027:

Mark Roellig of Vail, Colorado, to serve as a member with experience in management and operation of insurance companies not competing with Pinnacol, occasioned by the resignation of Howard Carver of Silverthorne, Colorado, appointed.

for a term expiring January 1, 2028:

Mowa Haile of Denver, Colorado, to serve as an employee of an employer whose liability is insured by Pinnacol, reappointed.

Business, Labor, & Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBER OF THE
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2027:

Samuel Taussig of Denver, Colorado, to serve as a representative of the private sector, appointed.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB24-081** 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 5.

Page 3, strike lines 1 through 9.

Renumber succeeding sections accordingly.

Page 3, line 24, strike "to: ~~create~~" and substitute "to create a regulatory scheme that:".

Page 3, strike lines 25 through 27 and substitute:

"(a) Phases out the sale or distribution of certain products and product categories in the state that contain".

Page 4, line 2, strike "PROHIBIT" and substitute "PROHIBITS".

Page 4, line 5, strike "(2.5),".

Page 4, strike lines 17 through 22.

Page 6, line 8, strike "(5), and (6)" and substitute "and (5)".

Page 6, line 11, strike "**requirements - repeal.**" and substitute "**requirements.**".

Page 6, strike line 25.

Reletter succeeding paragraphs accordingly.

Page 7, strike lines 11 through 27.

Page 8, strike lines 1 through 8 and substitute:

"**SECTION 5.** In Colorado Revised Statutes, **add** 25-15-605 as follows:".

Renumber succeeding C.R.S. section accordingly.

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At the order of the President, Senator Winter was added to the current roll call.

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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:

**HB24-1139** by Representative(s) Lieder and Armagost; also Senator(s) Will and Exum--Concerning the payment of death benefits after remarriage to a surviving spouse of a state employee who worked in a job with a high-risk classification.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 29 | NO | 5 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Ginal, Gonzales, Jaquez Lewis, Marchman, Michaelson Jenet, Mullica, Priola, Roberts, and Sullivan.

**HB24-1060** by Representative(s) Snyder; also Senator(s) Roberts--Concerning implementing provisions of the travel insurance model act.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 27 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hinrichsen and Priola.

**HB24-1086** by Representative(s) Holtorf and Amabile; also Senator(s) Michaelson Jenet--Concerning the operation of the Denver health and hospital authority.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 30 | NO | 4 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | N | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Danielson, Priola, and Rodriguez.

**HB24-1155** by Representative(s) Velasco; also Senator(s) Cutter--Concerning modifications to the statutes that guide the management of certain public safety emergencies.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Exum, Gonzales, Jaquez Lewis, Michaelson Jenet, Priola, and Roberts.

**SB24-070** by Senator(s) Lundeen and Zenzinger; also Representative(s) McLachlan and Pugliese--Concerning allowing online education programs to offer remote state assessment testing to students who attend online education 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 | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Michaelson Jenet, Priola, and Rich.

**SB24-016** by Senator(s) Zenzinger and Smallwood; also Representative(s) Snyder--Concerning qualification for state income tax credits for charitable contributions to nonprofit organizations, and, in connection therewith, authorizing a taxpayer to make a charitable contribution for which the taxpayer may claim a state income tax credit to a charitable recipient organization through a qualified intermediary that forwards the contribution to the charitable recipient organization, allowing a tax credit certificate for the Colorado homeless contribution tax credit to include only the last four digits, rather than all digits, of a taxpayer's social security number, and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Ginal, Hinrichsen, Marchman, Michaelson Jenet, Priola, and Winter F.

**SB24-125** by Senator(s) Pelton B. and Michaelson Jenet; also Representative(s) Evans and Boesenecker--Concerning the enactment of the "Interstate Compact for the Placement of Children".

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Danielson, Ginal, Jaquez Lewis, Kolker, Marchman, Pelton R., Priola, and Winter F.

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At the order of the President, Senator Fields was added to the current roll call.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-104** by Senator(s) Danielson; also Representative(s) Hamrick--Concerning the alignment of educational programs with registered apprenticeships, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Priola, Roberts, Rodriguez, Sullivan, and Winter F.

**SB24-044** by Senator(s) Kolker and Hansen; also Representative(s) Hamrick and Kipp--Concerning the creation of a refundable income tax credit for qualifying public employees' retirement association retirees, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Fenberg, Hinrichsen, Jaquez Lewis, Marchman, Michaelson Jenet, Priola, Sullivan, and Winter F.

**SB24-026** by Senator(s) Roberts and Will, Bridges, Hinrichsen, Pelton B., Pelton R.; also Representative(s) McLachlan and Catlin, Lynch, Martinez, McCormick--Concerning a requirement that members of certain state regulatory bodies who are appointed by the governor hold meetings to elicit public engagement, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Buckner, Coleman, Cutter, Exum, Gardner, Ginal, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Priola, Rich, Simpson, Smallwood, Sullivan, and Winter F.

**HB24-1347** by Representative(s) Duran and McCluskie; also Senator(s) Rodriguez and Fenberg--Concerning the payment of the expenses of the legislative department.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

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:

**SB24-003** by Senator(s) Sullivan; also Representative(s) Froelich--Concerning the authority of the Colorado bureau of investigation to investigate illegal activity involving firearms, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 6, page(s) 151 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 13, page(s) 444-445 and placed in members' bill files.)

Amendment No. 3(L.004), by Senator Sullivan.

Amend the Judiciary Committee Report, dated February 5, 2024, page 2, line 4, strike "WHEN".

Page 2 of the report, strike lines 5 and 6 and substitute "THE BUREAU SHALL COMMUNICATE WITH THE APPROPRIATE LOCAL LAW ENFORCEMENT AGENCY AND DECONFLICT INVESTIGATIVE OPERATIONS THROUGH COMMONLY ACCEPTED PRACTICES PRIOR TO TAKING INVESTIGATIVE OR ENFORCEMENT ACTION AND SHALL".

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.)

**SB24-150** by Senator(s) Cutter; also Representative(s) Froelich--Concerning requirements for the processing of municipal solid waste in the state.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, February 29, page(s) 351-352 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Cutter.

Amend printed bill, page 2, line 21, strike "**definitions.**" and substitute "**definitions - rules.**".

Amend the Transportation and Energy Committee Report, dated February 28, 2024, page 2, line 14, after "INCINERATOR;" insert "OR".

Page 2 of the report, strike lines 15 through 20 and substitute:

"(VI) BIOMASS BOILERS FIRING MATERIALS LISTED IN 40 CFR 60.2888 (b)(1) TO (b)(4) OR OTHER APPROVED FUELS.".".

Page 4 of the bill, after line 18 insert:

"(4) NOTHING IN THIS SECTION PROHIBITS THE BURNING OF WASTE TIRES OR TIRE-DERIVED PRODUCTS AS FUEL IN CEMENT KILNS.
(5) THE COMMISSION MAY ADOPT RULES TO ENFORCE THIS SECTION.".

Amendment No. 3(L.007), by Senator Michaelson Jenet.

Amend printed bill, page 4, line 20, strike "portion; and **repeal** (1)(a)(V)" and substitute "portion".

Page 5, line 13, after "neutral." insert "SYNTHETIC GAS PRODUCED BY PYROLYSIS OF WASTE MATERIALS IS NOT AN ELIGIBLE ENERGY RESOURCE.".

Page 5, strike lines 20 and 21.

Page 5, lines 22 and 23, strike "**amend** (2)(m); and".

Page 5, strike line 27.

Page 6, strike lines 1 and 2.

Page 6, strike lines 8 through 14.

Renumber succeeding section accordingly.

Amendment No. 3(L.011), by Senator Hansen.

Amend the Transportation and Energy Committee Report, dated February 28, 2024, page 2, line 17, strike "OR".

Page 2, strike line 20 and substitute "OR EXPLOSIVE MATERIALS; OR

(VIII) PYROLYSIS UNITS USED TO CONVERT MUNICIPAL SOLID WASTE OR SOLID WASTE DERIVED MATERIALS INTO USEFUL PRODUCTS SUCH AS ENERGY, FUELS, AND CHEMICAL COMMODITIES.".".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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Majority Leader Rodriguez 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.

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Committee of the Whole in recess.

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On motion of Majority Leader Rodriguez, and with a majority elected to the Senate having voted in the affirmative, members of the Joint Budget Committee were granted leave pursuant to Senate Rule 21 (c).

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Committee of the Whole reconvened.

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**SB24-001** by Senator(s) Michaelson Jenet; also Representative(s) Brown--Concerning continuation of the youth mental health services program, and, in connection therewith, requiring an annual evaluation of the program.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, January 25, page(s) 87-88 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 444 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-020** by Senator(s) Roberts; also Representative(s) Lindstedt and Pugliese--Concerning authorization for certain persons licensed to sell alcohol beverages at retail to sell alcohol beverages for consumption off the licensed premises.

Amendment No. 1(L.002), by Senator Roberts.

Amend printed bill, page 2, line 2, strike "(7)" and substitute "(7); and **add** (3.5)".

Page 2, strike line 6 and substitute "**rules - definition.** (3.5) ON OR AFTER JANUARY 1, 2025, A HOTEL AND RESTAURANT LICENSEE OR TAVERN LICENSEE SHALL NOT ALLOW THE SALE OF ALCOHOL BEVERAGES FOR TAKEOUT AND DELIVERY IN A SEALED MANUFACTURER'S CONTAINER TO BE MADE ACCESSIBLE WITHOUT THE ASSISTANCE OF AN EMPLOYEE OF THE LICENSEE. THIS SUBSECTION (3.5) DOES NOT APPLY TO A HOTEL AND RESTAURANT LICENSEE OPERATING A LODGING ESTABLISHMENT AS DEFINED IN SECTION 6-25-201 (2).

(7) ~~This section is repealed, effective July 1, 2025.~~".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-065** by Senator(s) Hansen and Fields; also Representative(s) Froelich and Ortiz--Concerning the use of mobile electronic devices when driving a motor vehicle.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, February 13, page(s) 300 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 443 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-014** by Senator(s) Hansen; also Representative(s) McLachlan--Concerning authorization for granting a high school diploma endorsement related to climate literacy.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, January 30, page(s) 109 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 445 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-019** by Senator(s) Smallwood; also Representative(s) Vigil--Concerning remuneration-exempt identifying placards.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 445-446 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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## AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

**SB24-003** by Senator(s) Sullivan; also Representative(s) Froelich--Concerning the authority of the Colorado bureau of investigation to investigate illegal activity involving firearms, 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.008) to SB24-003, did pass.

Amend the Judiciary Committee Report, dated February 5, 2024, page 2, lines 4 through 6, strike "When conducting an investigation, the bureau shall reasonably communicate with" and substitute "Prior to beginning an investigation, the bureau shall request and obtain conset from".

Page 2, line 7, strike "collaborate with".

Page 2, lines 8 and 9, strike "investigation in the beginning stages of the".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 12 | NO | 23 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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Senator Van Winkle moved to amend the Report of the Committee of the Whole to show that the following Van Winkle floor amendment, (L.005) to SB24-003, did not pass.

Amend the Judiciary Committee Report, dated February 5, 2024, page 2, strike lines 1 through 13 and substitute:

""(t) (I) To investigate cases involving illegal firearm purchases. An investigation conducted by the bureau pursuant to this subsection (1)(t) is limited to an investigation of an individual who has received a denial of a firearm transfer following a check of the national instant criminal background check system, as described in section 24-33.5-424. This section does not authorize the bureau to investigate federal firearm licensees, as defined in section 18-12-101. The bureau shall not initiate an investigation pursuant to this subsection (1)(t) without probable cause, as described in subsection (1)(t)(II) of this section.
(II) The bureau has probable cause to initiate an investigation of an individual pursuant to this subsection (1)(t) only if there is a record that the individual was denied a firearm transfer following a check of the national instant criminal background check system or, if the individual is prohibited from possessing a firearm, evidence of a violent crime involving the individual. Probable cause does not include verbal tips or social media posts.
(III) Prior to beginning an investigation pursuant to this subsection (1)(t), the bureau shall obtain approval from the sheriff and district attorney with jurisdiction in the county in which the investigation will take place.".".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 14 | NO | 21 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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Senator Van Winkle moved to amend the Report of the Committee of the Whole to show that the following Van Winkle floor amendment, (L.009) to SB24-003, did not pass.

Amend the Judiciary Committee Report, dated February 5, 2024, strike page 2, and substitute:

""(t) (I) To investigate the possible violations of the following:
(A) Unlawful purchase of firearms in violation of section 18-12-111;
(B) Unlawful private firearms transfers in violation of section 18-12-112;
(C) A violation of section 18-12-112.5 involving a firearm transfer by a licensed dealer;
(D) Unlawfully delivering a firearm in violation of section 18-12-115;
(E) Refusing to exhibit a record when requested by a police officer in violation of section 18-12-403;
(F) Transferring a firearm at a gun show without the results of a background check in violation of section 18-12-501;
(G) Failure to maintain a record of a background check in violation of section 18-12-502; and
(H) Failure to post a notice setting forth the requirement for a background check in violation of section 18-12-504.
(II) To investigate, with the prior consent of a local law enforcement agency, any other criminal offense discovered during an investigation conducted pursuant to subsection (1)(t)(I) 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 | 12 | NO | 23 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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Senator Van Winkle moved to amend the Report of the Committee of the Whole to show that the following Van Winkle floor amendment, (L.010) to SB24-003, did not pass.

Amend the Appropriations Committee Report, dated March 8, 2024, page 1, line 3, strike "$1,477,127" and substitute "$937,449".

Page 1, line 6, strike "$1,079,356" and substitute "$539,678".

Page 1, line 9, strike "10.1 FTE;" and substitute "5.0 FTE;".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 12 | NO | 23 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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## ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-003 as amended, SB24-150 as amended, SB24-001 as amended, SB24-014 as amended, SB24-019 as amended, SB24-020 as amended, SB24-065 as amended.

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## CONSIDERATION OF RESOLUTIONS

**SJR24-014** by Senator(s) Danielson and Simpson; also Representative(s) McLachlan and Catlin--Concerning a Joint Session of the Senate and the House of Representatives for the purpose of hearing a message from Representatives of the Ute Mountain Ute Tribe Tribal Council and the Southern Ute Indian Tribe Tribal Council, and, in connection therewith, appointing a committee to escort the Tribal Representatives.

On motion of Senator Danielson, the resolution was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

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## CONSIDERATION OF MEMORIAL

**SJM24-002** by Senator(s) Roberts and Simpson, Danielson; also Representative(s) McCluskie and McLachlan, Catlin--Memorializing congress to fully fund the authorized thirty-five million dollars to the "Water Infrastructure Improvements for the Nation Act" according to the recommendations of the Colorado River Drought Task Force.

On motion of Senator Roberts, the memorial was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Rodriguez, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

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## MESSAGE FROM THE GOVERNOR

Tuesday, March 12th, 2024

Colorado Senate
The 74th General Assembly
Second 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:

SB24-045 - Modifications to Sterilization Requirements for Cats & Dogs
Approved on Tuesday, March 12th, 2024 at 6:15 p.m

SB24-031 - Local Authority Enforce Violation of Noxious Weed Act
Approved on Tuesday, March 12th, 2024 at 6:15 p.m

SB24-157 - Colorado Open Meetings Law for the General Assembly
Approved on Tuesday, March 12th, 2024 at 6:15 p.m

Sincerely,
(signed)
Jared Polis
Governor

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March 12, 2024

The Honorable Colorado General Assembly
74th General Assembly
Second Regular Session
Colorado State Capitol
200 East Colfax Avenue Denver, CO 80203

Dear Honorable Members of the Colorado General Assembly,

Today, I signed into law Senate Bill 24-157, "Concerning Clarifying the Application of the Colorado Open Meetings Law to the Colorado General Assembly."

I am signing this bill today to provide clarity to the Legislature as it seeks to resolve ambiguities around their own conduct under the Colorado Open Meetings Law.

The notion of the separation of powers dates back to the 18th Century and is a core tenet

of our democracy. As laid out in Federalist No. 48, branches of government must be "separate and distinct" yet also have "constitutional control" over one another. As a coequal branch of government, the Executive should rarely intrude on the inner workings of the Legislature, and the Executive Branch warrants the same deference from the Legislature on its internal operations.

The final version of Senate Bill 24-157 represents the approved path forward under Colorado Open Meetings Law for the Legislature itself, not the Executive nor Judicial Branches. As the Governor of Colorado, I respect this path passed by both chambers of the Legislature, and recognize the separate and distinct authority of the Legislature to determine, within reason, their own procedures to maintain transparency while modernizing and adapting the Legislative Branch to an ever-evolving society.

Sincerely,
(signed)
Jared Polis Governor
State of Colorado

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## CORRECTED COMMITTEE OF REFERENCE REPORTS

Trans-portation & Energy

After consideration on the merits, the Committee recommends that **HB24-1012** 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 3, strike "and (2)(f)" and substitute "(2)(f), (4)(b), (4)(c), and (4)(d)".

Page 3, after line 24 insert:

"(4) The area that comprises the district extends from Wyoming to New Mexico and includes:

(b) All areas within Adams, Arapahoe, Boulder, Douglas, El Paso, Huerfano, Jefferson, Larimer, Las Animas, AND Pueblo ~~and Weld~~ counties that are located within the territory of a metropolitan planning organization AND ALL AREAS WITHIN WELD COUNTY THAT ARE LOCATED WITHIN THE CITY OF LONGMONT AND THE TOWN OF ERIE;

(c) All areas within Huerfano, Las Animas, and Pueblo counties that are not located within the territory of a metropolitan planning organization and ~~are located within a county precinct, as defined in section 1-1-104 (30), that is~~ THAT ARE located ~~wholly or partly~~ within five miles of the public right-of-way of interstate highway 25; and

(d) All areas within Larimer ~~and Weld counties~~ COUNTY that are not located within the territory of a metropolitan planning organization and ~~are located within a county precinct, as defined in section 1-1-104 (30), that is~~ THAT ARE north of the city of Fort Collins and ~~is~~ located ~~wholly or partly~~ within five miles of the public right-of-way of interstate highway 25.".

Page 3, line 26, strike "(1)(b)(I) introductory portion,".

Page 4, strike lines 15 and 16 and substitute "JANUARY 1 FOLLOWING THEIR APPOINTMENTS AND RUN THROUGH THE".

Page 4, strike lines 22 through 26.

Page 5, line 10, strike "2022. ~~and the initial directors~~".

Page 5, strike line 11 and substitute "2022, and the initial directors appointed may act as directors pending their confirmation by the senate.".

Page 5, strike lines 19 and 20 and substitute "COMMENCE ON JANUARY 1 FOLLOWING THEIR APPOINTMENTS AND".

Page 5, line 23, strike "GOVERNOR" and substitute "APPOINTING AUTHORITY".

Page 7, line 11, after "(1)(a)" insert "and (3)".

Page 8, after line 2 insert:

"(3) (a) Ballot issues proposed to the registered electors as required by subsections (1) and (2) of this section ~~shall~~ MUST be submitted in accordance with the requirements of section 20 of article X of the state constitution. The action shall not take effect unless a majority of the registered electors voting on the ballot issue vote to approve the ballot issue.

(b) NO LATER THAN SIXTY DAYS BEFORE A COORDINATED OR GENERAL ELECTION, THE DISTRICT MUST CERTIFY TO THE SECRETARY OF STATE THE BALLOT TITLES, CONTENT, AND ORDER OF ALL BALLOT MEASURES REFERRED TO THE REGISTERED ELECTORS OF THE DISTRICT BY RESOLUTION OF THE BOARD. THE CONTENT MUST BE CERTIFIED IN ENGLISH AND IN ANY LANGUAGE FOR WHICH ANY COUNTY WITHIN THE DISTRICT MUST PROVIDE A MINORITY LANGUAGE SAMPLE BALLOT, AS DEFINED IN SECTION 1-5-903 (2). IF THE DISTRICT TIMELY CERTIFIES BALLOT CONTENT TO THE SECRETARY OF STATE, THE SECRETARY OF STATE MUST CERTIFY THE DISTRICT'S BALLOT CONTENT TO THE COUNTY CLERK AND RECORDERS OF ALL COUNTIES WHOLLY OR PARTIALLY INCLUDED IN THE DISTRICT NO LATER THAN THE FIFTY-SEVENTH DAY BEFORE THE ELECTION, IN ACCORDANCE WITH SECTION 1-5-203 (1)(a).

(c) EXCEPT FOR THE CERTIFICATION OF THE BALLOT ORDER AND CONTENT BY THE SECRETARY OF STATE REQUIRED BY SUBSECTION (3)(b) OF THIS SECTION, the election ~~shall~~ MUST be conducted in substantially the same manner as county elections, and the county clerk and recorder of each county in which the election is conducted shall assist the district in conducting the election. The district shall pay the costs incurred by each county in conducting ~~such an~~ THE election ON BEHALF OF THE DISTRICT AS PROVIDED FOR IN SECTION 1-7-116 (2)(b). No public money of the district may be used to urge or oppose passage of a ballot issue submitted for voter approval as required under this section.".

Strike "terms;" and substitute "terms THAT RUN THROUGH THE FOURTH DECEMBER 31 FOLLOWING THEIR APPOINTMENTS;" on: **Page 4,** line 8; and **Page 5,** line 12.

Strike "APRIL 30." and substitute "DECEMBER 31." on: **Page 4,** line 17; and **Page 5,** line 21.

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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**SR24-003** by Senator(s) Zenzinger; --Concerning the recognition of Single Parent Day.

Laid over until Thursday, March 21.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

**SB24-181** by Senator(s) Priola and Hansen, Winter F., Buckner, Cutter, Exum, Fields, Gonzales, Jaquez Lewis, Marchman, Michaelson Jenet; also Representative(s) deGruy Kennedy and Amabile, Bacon, Brown, Epps, Hernandez, Herod, Kipp, Mabrey, Willford–Concerning the creation of the Colorado alcohol impact and recovery enterprise.
Finance

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Pursuant to SJR24-014 the President appointed Senators Marchman, Roberts, and Simpson to escort the Tribal Representatives on Friday, March 15.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Friday, March 15, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

65th Legislative Day Thursday, March 14, 2024

THE SENATE DID NOT CONVENE ON THIS DAY
DUE TO INCLEMENT WEATHER

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

66th Legislative Day Friday, March 15, 2024

Prayer — By Senator Will.

Call to Order — By the President at 10:30 a.m.

Roll Call — Present--28
Excused--7, Baisley, Buckner, Ginal, Gonzales, Liston, Mullica, Van Winkle
Present later--4, Baisley, Gonzales, Mullica, Van Winkle

Quorum — The President announced a quorum present.

Pledge — By Senator Bridges.

Approval of the Journal — On motion of Senator Priola, the Journal of Wednesday, March 13, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-181; Corrected Introduced SJR24-014; SR24-003.
**Correctly Engrossed:** SB24-001, 003, 014, 019, 020, 065, and 150; SJM24-002; SJR24-014.
**Correctly Reengrossed:** SB24-016, 026, 044, 070, 104, and 125.
**Correctly Rerevised:** HB24-1060, 1086, 1139, 1155, and 1347.

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## COMMITTEE OF REFERENCE REPORTS

Health & Human Services — After consideration on the merits, the Committee recommends that **SB24-067** be postponed indefinitely.

Education — After consideration on the merits, the Committee recommends that **HB24-1082** 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 **SB24-101** be postponed indefinitely.

Education — After consideration on the merits, the Committee recommends that **SB24-088** be postponed indefinitely.

Judiciary — After consideration on the merits, the Committee recommends that **HB24-1079** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, strike lines 2 through 10.

Renumber succeeding sections accordingly.

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At the order of the President, Senators Gonzales and Mullica were added to the current roll call.

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Senate in recess. Senate reconvened.

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At the order of the President, Senators Baisley and Van Winkle were added to the current roll call.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-003** by Senator(s) Sullivan; also Representative(s) Froelich and Duran--Concerning the authority of the Colorado bureau of investigation to investigate illegal activity involving firearms, 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 | 10 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | E | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Exum, Fenberg, Fields, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Winter F., and Zenzinger.

**SB24-150** by Senator(s) Cutter and Michaelson Jenet; also Representative(s) Froelich--Concerning requirements for the processing of municipal solid waste in the state.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 10 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | E | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fields, Gonzales, Jaquez Lewis, Priola, and Winter F.

**SB24-001** by Senator(s) Michaelson Jenet and Cutter; also Representative(s) Brown and Rutinel--Concerning continuation of the youth mental health services 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 | 6 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Exum, Fenberg, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

**SB24-020** by Senator(s) Roberts and Hinrichsen; also Representative(s) Lindstedt and Pugliese--Concerning authorization for certain persons licensed to sell alcohol beverages at retail to sell alcohol beverages for consumption off the licensed premises.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 29 | NO | 2 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | N | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Bridges, Fenberg, Fields, Jaquez Lewis, Kirkmeyer, Lundeen, Marchman, Mullica, Pelton B., Pelton R., Sullivan, Van Winkle, Will, and Zenzinger.

**SB24-065** by Senator(s) Hansen and Fields; also Representative(s) Froelich and Ortiz--Concerning the use of mobile electronic devices when driving a motor vehicle, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 20 | NO | 11 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | N | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | N | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | N |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | N | Rodriguez | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Exum, Fenberg, Hinrichsen, Kolker, Marchman, Michaelson Jenet, Mullica, Roberts, and Sullivan.

**SB24-014** by Senator(s) Hansen; also Representative(s) McLachlan--Concerning authorization for granting a high school diploma endorsement related to climate literacy, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 22 | NO | 9 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Exum, Fields, Jaquez Lewis, Marchman, Michaelson Jenet, Priola, Sullivan, Winter F., and Zenzinger.

**SB24-019** by Senator(s) Smallwood and Kolker; also Representative(s) Vigil--Concerning remuneration-exempt identifying placards, 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 | 0 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fields, Gonzales, Marchman, and Priola.

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Appropriations

After consideration on the merits, the Committee recommends that **SB24-100** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 7, after line 11 insert:

"**SECTION 8. Appropriation.** For the 2024-25 state fiscal year, $31,684 is appropriated to the department of revenue. This appropriation is from the Colorado DRIVES vehicle services account in the highway users tax fund created in section 42-1-211(2), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) $23,808 for DRIVES maintenance and support;

(b) $1,728 for personal services related to driver services;

(c) $2,485 for personal services related to administration and support; and

(d) $3,663 for payments to OIT.".

Renumber succeeding section accordingly.

Page 1, line 102, strike "**HIGHWAYS**." and substitute "**HIGHWAYS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION**.".

Appropriations After consideration on the merits, the Committee recommends that **SB24-111** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB24-1041** 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 **SB24-053** 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 February 1, 2024, page 8, line 35, strike "FIVE HUNDRED THOUSAND" and substitute "SEVEN HUNDRED EIGHTY-FIVE THOUSAND".

Page 9 of the report, line 12, strike "FIVE HUNDRED THOUSAND" and substitute "SEVEN HUNDRED EIGHTY-FIVE THOUSAND".

Page 9 of the report, lines 19 and 20, strike "FIVE HUNDRED THOUSAND" and substitute "SEVEN HUNDRED EIGHTY-FIVE THOUSAND".

Appropriations After consideration on the merits, the Committee recommends that **SB24-018** 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 49, before line 4 insert:

"**SECTION 3. Appropriation.** (1) For the 2024-25 state fiscal year, $78,750 is appropriated to the department of regulatory agencies for use by the division of professions and occupations. This appropriation is from the division of professions and occupations cash fund created in section 12-20-105 (3), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) $34,440 for personal services, which amount is based on an assumption that the division will require an additional 0.5 FTE;

(b) $9,310 for operating expenses; and

(c) $35,000 for the purchase of information technology services.

(2) For the 2024-25 state fiscal year, $35,000 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)(c) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of regulatory agencies.".

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 **SB24-010** 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 52, after line 9 insert:

"**SECTION 3. Appropriation.** (1) For the 2024-25 state fiscal year, $78,750 is appropriated to the department of regulatory agencies for use by the division of professions and occupations. This appropriation is from the division of professions and occupations cash fund created in section 12-20-105 (3), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) $34,440 for personal services, which amount is based on an assumption that the division will require an additional 0.5 FTE;
(b) $9,310 for operating expenses; and
(c) $35,000 for the purchase of information technology services.
(2) For the 2024-25 state fiscal year, $35,000 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)(c) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of regulatory agencies.".

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 **SB24-008** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 22, after line 8 insert:

"**SECTION 16. Appropriation.** (1) For the 2024-25 state fiscal year, $4,561,010 is appropriated to the department of human services for use by the division of child welfare. This appropriation is from federal temporary assistance for needy families block grant funds, and is based on an assumption that the division will require an additional 2.5 FTE. To implement this act, the division may use this appropriation for child welfare services.
(2) For the 2024-25 state fiscal year, $54,436 is appropriated to the department of public safety for use by the biometric identification and records unit. This appropriation is from the Colorado bureau of investigation identification unit fund created in section 24-33.5-426, C.R.S. To implement this act, the unit may use this appropriation as follows:
(a) $18,025 for personal services, which amount is based on an assumption that the unit will require an additional 0.3 FTE; and
(b) $36,411 for operating expenses.".

Renumber succeeding sections accordingly.

Page 1, line 101, strike "**HOMES.**" and substitute "**HOMES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

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On motion of Majority Leader Rodriguez, and with a majority elected to the Senate having voted in the affirmative, members of the Joint Budget Committee were granted leave pursuant to Senate Rule 21 (c).

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On motion of Majority Leader Rodriguez, and with a majority elected to the Senate having voted in the affirmative, members of the Joint Commission on Tax Property were granted leave pursuant to Senate Rule 21 (c).

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On motion of Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB24-1012, SB24-010, SB24-018, and HB24-1041 were made Special Orders at 12:27 p.m.

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Committee of the Whole

The hour of 12:27 p.m. having arrived, Senator Mullica 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 Mullica was called to act as Chair.

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## 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:

**HB24-1012** by Representative(s) Mauro and Boesenecker, Kipp, Lindstedt, Mabrey; also Senator(s) Zenzinger and Simpson--Concerning the operational efficiency of the front range passenger rail district.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, March 13, page(s) 492-493 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**SB24-010** by Senator(s) Ginal and Will; also Representative(s) Duran and Hartsook--Concerning the adoption of the dentist and dental hygienist compact, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 9, page(s) 178 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 15, page(s) 501-502 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-018** by Senator(s) Simpson and Michaelson Jenet; also Representative(s) Amabile and Winter T.--Concerning the enactment of the "Physician Assistant Licensure Compact", and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 1, page(s) 121 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 15, page(s) 501 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**HB24-1041** by Representative(s) Kipp and Taggart; also Senator(s) Bridges and Van Winkle--Concerning the streamlining of processes for filing sales and use tax returns, and, in connection therewith, making an appropriation.

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 Mullica, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 31 | NO | 0 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-010 as amended, SB24-018 as amended, HB24-1012 as amended, HB24-1041.

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Committee of the Whole

On motion of Senator Mullica, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Mullica was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**HB24-1098** by Representative(s) Mabrey and Duran, Bacon, Brown, deGruy Kennedy, Epps, Garcia, Hernandez, Herod, Jodeh, Joseph, Lieder, Lindsay, Lindstedt, Martinez, Mauro, Ortiz, Parenti, Ricks, Rutinel, Sirota, Story, Titone, Velasco, Vigil, Weissman, Willford; also Senator(s) Gonzales and Hinrichsen--Concerning protections for residential tenants, and, in connection therewith, requiring cause for the eviction of a residential tenant.

Laid over until Monday, March 18, retaining its place on the calendar.

**HB24-1103** by Representative(s) Amabile and Herod; also Senator(s) Gonzales and Buckner--Concerning prohibitions on the official use of the term "excited delirium".

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1291** by Representative(s) English and Joseph; also Senator(s) Roberts and Gardner--Concerning a licensed legal paraprofessional's authority to represent individuals in certain domestic relations matters.

Laid over until Tuesday, March 19, retaining its place on the calendar.

**SB24-011** by Senator(s) Winter F.; also Representative(s) Duran and Willford--Concerning measures to increase protection from harm caused through the use of technology.

Laid over until Wednesday, March 20, retaining its place on the calendar.

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## ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Mullica, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 22 | NO | 9 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | E | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1103.
Laid over until Monday, March 18: HB24-1098.
Laid over until Tuesday, March 19: HB24-1291.
Laid over until Wednesday, March 20: SB24-011.

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## CONSIDERATION OF RESOLUTIONS

**SJR24-011** by Senator(s) Baisley; also Representative(s) Valdez and Soper--Concerning the recognition of Colorado's globally competitive quantum technology industry.

Laid over until Thursday, March 28, retaining its place on the calendar.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE

effective January 1, 2024, for a term expiring December 31, 2027:

Meredith Mapel of Durango, Colorado, to serve as a Republican, reappointed.

| YES | 31 | NO | 0 | EXCUSED | 4 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | E | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | E | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**HB24-1107** by Representative(s) Lindstedt and Bird; also Senator(s) Bridges and Winter F.–Concerning judicial review of a local land use decision.
Judiciary

**HB24-1150** by Representative(s) Garcia and Parenti; also Senator(s) Hinrichsen–Concerning false slates of presidential electors.
State, Veterans, & Military Affairs

**HB24-1174** by Representative(s) Duran and Snyder; also Senator(s) Mullica–Concerning permits to carry a concealed handgun, and, in connection therewith, establishing standards for concealed handgun training classes.
State, Veterans, & Military Affairs

**HB24-1222** by Representative(s) Pugliese and McLachlan, Bradley, Epps; also Senator(s) Rich, Pelton B.–Concerning updating terminology that refers to entities that administer human services programs.
Health & Human Services

**HB24-1233** by Representative(s) Wilson and Snyder; also Senator(s) Roberts and Gardner–Concerning modifications to certain procedural requirements with which a unit owners' association must comply when seeking payment of delinquent amounts owed by a unit owner.
Local Government & Housing

**HB24-1251** by Representative(s) Snyder and Mabrey, Bacon, Garcia, Velasco, Weissman, Woodrow; also Senator(s) Gonzales–Concerning the continuation of functions related to the regulation of debt-management service providers, and, in connection therewith, implementing the recommendations in the 2023 sunset report by the department of regulatory agencies.
Judiciary

**HB24-1252** by Representative(s) Vigil and Bradfield; also Senator(s) Michaelson Jenet–Concerning the continuation of the suicide prevention commission.
Health & Human Services

**HB24-1259** by Representative(s) Brown and Weissman; also Senator(s) Cutter–Concerning price gouging in housing rental prices during a declared disaster.
Local Government & Housing

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## MESSAGE FROM THE HOUSE

March 13, 2024
Mr. President:

The House has postponed indefinitely SB24-046. The bill is returned herewith.

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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

**SJR24-015** by Senator(s) Winter F. and Kirkmeyer; also Representative(s) Ricks and Velasco–Concerning the designation of March 2024 as "Women's History Month" in Colorado, and, in connection therewith, acknowledging the countless contributions women have made in history and to contemporary society.

Laid over until Tuesday, March 19.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Monday, March 18, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

69th Legislative Day — Monday, March 18, 2024

Prayer — By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order — By the President at 10:00 a.m.

Roll Call — Present--34
Excused--1, Danielson
Present later--1, Danielson

Quorum — The President announced a quorum present.

Pledge — By Senator Gardner.

Approval of the Journal — On motion of Senator Kolker, the Journal of Friday, March 15, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SJR24-015.
**Correctly Engrossed:** SB24-010 and 018.
**Correctly Reengrossed:** SB24-001, 003, 014, 019, 020, 065, and 150.
**Correctly Revised:** HB24-1012, 1041, and 1103.

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## MESSAGE FROM THE HOUSE

March 15, 2024
Mr. President:

The House has passed on Third Reading and returns herewith SB24-135 and SB24-006.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB24-105, amended as printed in House Journal, March 13, 2024.

The House has voted to concur in the Senate amendments to HB24-1067, HB24-1035, HB24-1139, and HB24-1155 and has repassed the bills as so amended.

The House has adopted and returns herewith SJR24-014 and SJM24-002.

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## MESSAGE FROM THE REVISOR OF STATUTES

March 15, 2024
We herewith transmit:

Without comment, as amended, SB24-105.

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At the order of the President, Senator Danielson was added to the current roll call.

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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:

**HB24-1012** by Representative(s) Mauro and Boesenecker, Kipp, Lindstedt, Mabrey; also Senator(s) Zenzinger and Simpson--Concerning the operational efficiency of the front range passenger rail district.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 27 | NO | 8 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Fenberg, Fields, Ginal, Hinrichsen, Jaquez Lewis, Marchman, Michaelson Jenet, Priola, and Sullivan.

**SB24-010** by Senator(s) Ginal and Will; also Representative(s) Duran and Hartsook--Concerning the adoption of the dentist and dental hygienist 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fields, Jaquez Lewis, Kirkmeyer, Liston, Lundeen, Marchman, Michaelson Jenet, Priola, Roberts, Van Winkle, and Zenzinger.

**SB24-018** by Senator(s) Simpson and Michaelson Jenet; also Representative(s) Amabile and Winter T.--Concerning the enactment of the "Physician Assistant Licensure 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 | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fields, Ginal, Jaquez Lewis, Marchman, Pelton B., Pelton R., Priola, Will, Winter F., and Zenzinger.

**HB24-1041** by Representative(s) Kipp and Taggart; also Senator(s) Bridges and Van Winkle--Concerning the streamlining of processes for filing sales and use tax returns, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Cutter, Exum, Kirkmeyer, Liston, Michaelson Jenet, Pelton B., Priola, Roberts, Smallwood, and Zenzinger.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1103** by Representative(s) Amabile and Herod; also Senator(s) Gonzales and Buckner--Concerning prohibitions on the official use of the term "excited delirium".

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coleman, Cutter, Exum, Fields, Ginal, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Priola, Sullivan, and Winter F.

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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.

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## 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:

**SB24-060** by Senator(s) Kirkmeyer and Ginal, Michaelson Jenet, Rich, Zenzinger; also Representative(s) Hartsook, Bradfield, Jodeh--Concerning exempting certain drugs from the purview of the Colorado prescription drug affordability review board.

Laid over until Monday, April 1, retaining its place on the calendar.

**HB24-1098** by Representative(s) Mabrey and Duran, Bacon, Brown, deGruy Kennedy, Epps, Garcia, Hernandez, Herod, Jodeh, Joseph, Lieder, Lindsay, Lindstedt, Martinez, Mauro, Ortiz, Parenti, Ricks, Rutinel, Sirota, Story, Titone, Velasco, Vigil, Weissman, Willford; also Senator(s) Gonzales and Hinrichsen--Concerning protections for residential tenants, and, in connection therewith, requiring cause for the eviction of a residential tenant.

Laid over until Thursday, March 21, retaining its place on the calendar.

**HB24-1007** by Representative(s) Rutinel and Mabrey; also Senator(s) Exum and Gonzales--Concerning residential occupancy limits.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, March 13, page(s) 477 and placed in members' bill files.)

Amendment No. 2(L.021), by Senator Gonzales.

Amend reengrossed bill, page 2, strike lines 10 through 27.

Page 3, strike lines 1 through 16.

Renumber succeeding subsections accordingly.

As amended, ordered revised and placed on the calendar for third reading and final passage.

**HB24-1056** by Representative(s) Frizell and Marshall, Weissman; also Senator(s) Hansen and Kolker--Concerning property subject to a property tax lien, and, in connection therewith, modernizing statutes related to the issuance of a treasurer's deed for property subject to a property tax lien to align with a federal supreme court decision.

Laid over until Tuesday, March 19, retaining its place on the calendar.

**HB24-1044** by Representative(s) Hamrick and Taggart, Kipp, Snyder, Wilson; also Senator(s) Hansen--Concerning the public employees' retirement association's limitations on employment after retirement for public school employers.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 13, page(s) 479 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**SB24-081** by Senator(s) Cutter; also Representative(s) Kipp and Rutinel--Concerning measures to increase protections from perfluoroalkyl and polyfluoroalkyl chemicals.

Laid over until Wednesday, March 20, retaining its place on the calendar.

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## AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

**HB24-1007** by Representative(s) Rutinel and Mabrey; also Senator(s) Exum and Gonzales--Concerning residential occupancy limits.

Senator Pelton R. moved to amend the Report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.016) to HB24-1007, did pass.

> Amend reengrossed bill, page 2, line 20, strike "based solely" and substitute "based, in part,".
>
> Page 3, line 20, strike "based only" and substitute "based, in part,".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 17 | NO | 18 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | N | Simpson | Y |
| Bridges | Y | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | Y | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | Y |
| Fields | N | Liston | Y | Roberts | N | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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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 | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1007 as amended, HB24-1044 as amended.
Laid over until Tuesday, March 19: HB24-1056.
Laid over until Wednesday, March 20: SB24-081.
Laid over until Thursday,March 21: HB24-1098.
Laid over until Monday, April 1: SB24-060.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
COLORADO HOUSING AND FINANCE AUTHORITY BOARD OF DIRECTORS

for terms expiring July 1, 2027:

Albus Brooks of Denver, Colorado, to serve as a representative of the public, appointed;

Santhosh Ramdoss of Denver, Colorado, to serve as a representative of the public, appointed;

Jason Peasley of Steamboat Springs, Colorado, to serve as a representative of the public, appointed.

for a term expiring July 1, 2025:

Stefka Fanchi of Lakewood, Colorado, to represent the public, occasioned by the resignation of Nathan Peterson of Evergreen, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBER OF THE
COLORADO BANKING BOARD

for a term expiring July 1, 2027:

Siddharth Kotwal of Highlands Ranch, Colorado, to serve as a member of the public, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2025:

Angela Oakley of Centennial, Colorado, to represent an employer whose liability is insured by Pinnacol, occasioned by the resignation of Mark Goodman of Denver, Colorado, appointed.

for a term expiring January 1, 2027:

Mark Roellig of Vail, Colorado, to serve as a member with experience in management and operation of insurance companies not competing with Pinnacol, occasioned by the resignation of Howard Carver of Silverthorne, Colorado, appointed.

for a term expiring January 1, 2029:

Mowa Haile of Denver, Colorado, to serve as an employee of an employer whose liability is insured by Pinnacol, reappointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

## CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Rodriguez, the following Governor's appointments were confirmed by a roll call vote:

MEMBER OF THE
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2027:

Samuel Taussig of Denver, Colorado, to serve as a representative of the private sector, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

## MESSAGE FROM THE GOVERNOR

Friday, March 15th, 2024

Colorado Senate
The 74th General Assembly
Second 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:

SB24-002 - Local Government Property Tax Credits Rebates
Approved on Friday, March 15th, 2024 at 2:15 p.m

SB24-005 - Prohibit Landscaping Practices for Water Conservation
Approved on Friday, March 15th, 2024 at 2:15 p.m

SB24-058 - Landowner Liability Recreational Use Warning Sign
Approved on Friday, March 15th, 2024 at 2:15 p.m

Sincerely,
(signed)
Jared Polis
Governor

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## CORRECTED COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2025:

Angela Oakley of Centennial, Colorado, to represent an employer whose liability is insured by Pinnacol, occasioned by the resignation of Mark Goodman of Denver, Colorado, appointed.

for a term expiring January 1, 2027:

Mark Roellig of Vail, Colorado, to serve as a member with experience in management and operation of insurance companies not competing with Pinnacol, occasioned by the resignation of Howard Carver of Silverthorne, Colorado, appointed.

for a term expiring January 1, 2029:

Mowa Haile of Denver, Colorado, to serve as an employee of an employer whose liability is insured by Pinnacol, reappointed.

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE (cont'd)

March 18, 2024
Mr. President:

The House has adopted and transmits herewith HJR24-1020, as printed in House Journal, March 18, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1229, HB24-1318.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1154, HB24-1250, HB24-1161, HB24-1089, and HB24-1266, as printed in House Journal, March 15, 2024.

The House has passed on Third Reading and returns herewith SB24-093 and SB24-119.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB24-079, amended as printed in House Journal, March 15, 2024.

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## MESSAGE FROM THE REVISOR OF STATUTES (cont'd)

March 18, 2024
We herewith transmit:

Without comment, HB24-1229 and 1318.
Without comment, as amended, HB24-1089, 1154, 1161, 1250, and 1266.
Without comment, as amended, SB24-079.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-182** by Senator(s) Gonzales and Bridges; also Representative(s) Hernandez--Concerning the requirements to issue an identification document under the "Colorado Road and Community Safety Act" to an individual who is not lawfully present in the United States.
Judiciary

**SB24-183** by Senator(s) Simpson and Jaquez Lewis; --Concerning the distraint sale of a mobile home to collect delinquent property taxes, and, in connection therewith, temporarily suspending the distraint sale of mobile homes and creating a task force on mobile home ownership and taxation.
Local Government & Housing

**HB24-1117** by Representative(s) McCormick and Soper; also Senator(s) Marchman--Concerning including certain species under the authority of the state agencies that regulate parks and wildlife, and, in connection therewith, making an appropriation.
Agriculture & Natural Resources

**HB24-1121** by Representative(s) Titone and Woodrow; also Senator(s) Bridges and Hinrichsen--Concerning a requirement that a manufacturer of digital electronic equipment facilitate the repair of its equipment by providing certain other persons with the resources needed to repair the manufacturer's digital electronic equipment.
Business, Labor, & Technology

**HB24-1147** by Representative(s) Joseph and Titone, Bacon, Brown, Clifford, Garcia, Hernandez, Kipp, Lindsay, Lindstedt, Mabrey, Marvin, Rutinel, Velasco, Willford; also Senator(s) Hansen and Buckner--Concerning the use of a deepfake in a communication related to a candidate for elective office, and, in connection therewith, requiring disclosure, providing for enforcement, and creating a private cause of action for candidates.
State, Veterans, & Military Affairs

**HB24-1156** by Representative(s) Hartsook and Lindstedt; also Senator(s) Smallwood and Zenzinger--Concerning authorization to hold special events where substances that minors are prohibited from purchasing are served.
Business, Labor, & Technology

**HB24-1172** by Representative(s) Taggart and Bird; also Senator(s) Kirkmeyer and Mullica--Concerning county revitalization authorities.
Local Government & Housing

**HB24-1321** by Representative(s) Brown and Taggart; also Senator(s) Roberts--Concerning aligning the Colorado statutes with the National Association of Insurance Commissioners' financial model laws.
Business, Labor, & Technology

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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:

March 7, 2024

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
ELECTRIC TRANSMISSION AUTHORITY

for a term expiring February 18, 2028:

Chris Caskey, of Paonia, Colorado, to serve as a representative of the interests of electric utility customers residing west of the continental divide, reappointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/7/24
Ryan Breitweiser, Journal Clerk

Committee on Transportation & Energy

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March 1, 2024

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
AIR QUALITY CONTROL COMMISSION

for terms expiring January 31, 2027:

Curtis Rueter of Westminster, Colorado, to serve as a representative of technical and industrial experience, reappointed;

Martha Rudolph of Denver, Colorado, to serve as a representative with legal training, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 3/4/24
Ryan Breitweiser, Journal Clerk

Committee on Transportation & Energy

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SJM24-002; SJR24-014; and HB24-1032, 1047, 1093, 1119, 1347; HJR24-1019.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Tuesday, March 19, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

70th Legislative Day — Tuesday, March 19, 2024

Prayer — By Senator Baisley.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--33
Excused--2, Exum, Gardner
Present later--1, Gardner

Quorum — The President announced a quorum present.

Pledge — By Minority Leader Lundeen.

Approval of the Journal — On motion of Senator Kolker, the Journal of Monday, March 18, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-182 and 183.
**Correctly Reengrossed:** SB24-010 and 018.
**Correctly Revised:** HB24-1007 and 1044.
**Correctly Rerevised:** HB24-1012, 1041, and 1103.
**Correctly Enrolled:** SB24-006 and 135.

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## COMMITTEE OF REFERENCE REPORTS

Education — After consideration on the merits, the Committee recommends that **HB24-1131** be referred to the Committee of the Whole with favorable recommendation.

Education — After consideration on the merits, the Committee recommends that **HB24-1076** be referred to the Committee on Appropriations with favorable recommendation.

Education — After consideration on the merits, the Committee recommends that **HB24-1096** 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
COLLEGEINVEST BOARD OF DIRECTORS

effective August 1, 2023, for terms expiring July 31, 2027:

Martha "Marti" Awad of Denver, Colorado, reappointed;

Allen Padilla of Windsor, Colorado, appointed;

David Chiavacci of Highlands Ranch, Colorado, appointed.

Education

The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
INSTITUTE OF CANNABIS RESEARCH GOVERNING BOARD

effective August 6, 2023, for terms expiring August 5, 2027:

John Harloe of Denver, Colorado, to serve as a representative of the cannabis industry, appointed;

L. Cinnamon Bidwell of Boulder, Colorado, to serve as a scientist from a relevant field, reappointed;

Melissa Reynolds of Fort Collins, Colorado, to serve as a scientist from a relevant field, appointed.

Trans-portation & Energy

After consideration on the merits, the Committee recommends that **HB24-1143** 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, strike "two hundred fifty" and substitute "~~two hundred fifty~~ THREE HUNDRED" on: **Page 2,** lines 8 and 9; **Page 3,** line 6; and **Page 4,** line 5.

Judiciary

After consideration on the merits, the Committee recommends that **HB24-1122** 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 6, after "knows." insert "SEXUAL VIOLENCE CAN OCCUR IN PERSON, ONLINE, OR THROUGH TECHNOLOGY AND MAY BE PHYSICAL, VERBAL, WRITTEN, PICTORIAL, OR VISUAL.".

Judiciary

After consideration on the merits, the Committee recommends that **HB24-1118** be referred to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB24-1085** be postponed indefinitely.

Judiciary

After consideration on the merits, the Committee recommends that **HB24-1074** 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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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**HJR24-1020** by Representative(s) Velasco and Hernandez; also Senator(s) Jaquez Lewis–Concerning the recognition of Latino/a Advocacy Day.

Laid over until Wednesday, March 20.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

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Senate in recess. Senate reconvened.

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At the order of the President, Senator Gardner was added to the current roll call.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1007** by Representative(s) Rutinel and Mabrey; also Senator(s) Exum and Gonzales--Concerning residential occupancy limits.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 21 | NO | 13 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | N | Marchman | Y | Simpson | N |
| Bridges | N | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | E | Kolker | Y | Rich | N | Zenzinger | N |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Fields, Hinrichsen, Jaquez Lewis, Marchman, Michaelson Jenet, Priola, and Winter F.

(For further action, see Reconsideration of HB24-1007.)

**HB24-1044** by Representative(s) Hamrick and Taggart, Kipp, Snyder, Wilson; also Senator(s) Hansen--Concerning the public employees' retirement association's limitations on employment after retirement for public school employers.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 24 | NO | 10 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | N | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | N | Winter F. | Y |
| Exum | E | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Fields, Jaquez Lewis, Michaelson Jenet, and Zenzinger.

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## RECONSIDERATION OF HB24-1007

**HB24-1007** by Representative(s) Rutinel and Mabrey; also Senator(s) Exum and Gonzales--Concerning residential occupancy limits.

Having voted on the prevailing side, Majority Leader Rodriguez moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB24-1007**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1007** by Representative(s) Rutinel and Mabrey; also Senator(s) Exum and Gonzales--Concerning residential occupancy limits.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 20 | NO | 14 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | N | Marchman | Y | Simpson | N |
| Bridges | N | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | E | Kolker | Y | Rich | N | Zenzinger | N |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

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Committee of the Whole

On motion of Senator Marchman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Marchman was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**HB24-1082** by Representative(s) Taggart and Mabrey; also Senator(s) Rich and Coleman--Concerning the designation of state institutions of higher education as first-generation-serving institutions.

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 Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | E | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1082.

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Committee of the Whole

On motion of Senator Marchman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Marchman was called to act as Chair.

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## 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:

**HB24-1291** by Representative(s) English and Joseph; also Senator(s) Roberts and Gardner--Concerning a licensed legal paraprofessional's authority to represent individuals in certain domestic relations matters.

Amendment No. 1(L.003), by Senator Gardner.

Amend reengrossed bill, page 24, after line 21 insert:

"**SECTION 26.** In Colorado Revised Statutes, 26-13.5-102, **amend** (4) as follows:

**26-13.5-102. Definitions.** As used in this article 13.5, unless the context otherwise requires:

(4) "Costs of collection" means attorney fees OR LICENSED LEGAL PARAPROFESSIONAL FEES,costs for administrative staff time, service of process fees, court costs, costs of genetic tests, and costs for certified mail. Attorney fees, LICENSED LEGAL PARAPROFESSIONAL FEES, and costs for administrative

time ~~shall~~ MUST only be collected in accordance with federal law and rules and regulations.

**SECTION 27.** In Colorado Revised Statutes, 26-13.5-103, **amend** (1)(t) as follows:

**26-13.5-103. Notice of financial responsibility issued - contents.** (1) The delegate child support enforcement unit shall issue a notice of financial responsibility to the APA-respondent who is the obligee or an obligor who owes a child support debt or who is responsible for the support of a child or to the custodian of a child who is receiving support enforcement services from the delegate child support enforcement unit pursuant to article 13 of this title 26. If the obligor has applied for child support services, the notice must be served on the obligee. The notice must advise the APA-respondent:

(t) That the APA-petitioner or APA-respondent has the right to consult an attorney OR LICENSED LEGAL PARAPROFESSIONAL and the right to be represented by an attorney OR LICENSED LEGAL PARAPROFESSIONAL at the negotiation conference; and

**SECTION 28.** In Colorado Revised Statutes, 26-13.5-107, **amend** (1) as follows:

**26-13.5-107. Orders - duration - effect of court determinations.** (1) A copy of any order of financial responsibility or of any default order or of any temporary order of financial responsibility issued by the delegate child support enforcement unit must be sent by ~~such~~ THE unit by first-class mail to the APA-petitioner and APA-respondent or ~~his or her~~ THE APA-PETITIONER'S OR APA-RESPONDENT'S attorney OR LICENSED LEGAL PARAPROFESSIONAL of record and to the custodian of the child.

**SECTION 29.** In Colorado Revised Statutes, 26-13.5-116, **amend** (1) and (3) as follows:

**26-13.5-116. Attorney of record in administrative process action case.** (1) If a party retains legal counsel to represent ~~him or her~~ THE PARTY in an APA case, a written notice of representation signed by both the party and ~~his or her~~ THE PARTY'S attorney OR LICENSED LEGAL PARAPROFESSIONAL must be received by the delegate child support enforcement unit. The notice of representation is not effective until delivered to the delegate child support enforcement unit.

(3) Except for service of the notice upon the APA-respondent, an attorney OR LICENSED LEGAL PARAPROFESSIONAL of record must, on behalf of ~~his or her~~ THE client, receive a copy of all documents delivered to the parties in an APA case.".

Renumber succeeding section accordingly.

Amendment No. 2(L.004), by Senator Roberts.

Amend reengrossed bill, page 3, strike line 27.

Page 4, strike lines 1 through 5 and substitute:

"(2) A LICENSED LEGAL PARAPROFESSIONAL SHALL NOT:

(a) ENGAGE IN ANY TASKS OR ACTIVITIES THAT ARE PROHIBITED BY THE COLORADO SUPREME COURT PURSUANT TO COURT RULES;

(b) REPRESENT A CLIENT IN MATTERS GOVERNED BY ARTICLE 2.5, 3, 3.1, 3.3, 4.5, 5, 5.5, OR 7 OF TITLE 19; OR

(c) REPRESENT A CLIENT IN AN IMMIGRATION MATTER PURSUANT TO SECTION 6-1-727 UNLESS AUTHORIZED PURSUANT TO FEDERAL LAW TO REPRESENT AN INDIVIDUAL IN IMMIGRATION MATTERS.".

As amended, ordered revised and placed on the calendar for third reading and final passage.

**HB24-1056** by Representative(s) Frizell and Marshall, Weissman; also Senator(s) Hansen and Kolker--Concerning property subject to a property tax lien, and, in connection therewith, modernizing statutes related to the issuance of a treasurer's deed for property subject to a property tax lien to align with a federal supreme court decision.

Laid over until Friday, March 22, retaining its place on the calendar.

**SB24-100** by Senator(s) Roberts and Will, Rich; also Representative(s) Velasco and Taggart, Lukens, McCluskie, McLachlan, Soper, Story, Titone--Concerning commercial vehicle safety measures on Colorado highways.

Laid over until Wednesday, March 20, retaining its place on the calendar.

**SB24-111** by Senator(s) Kolker and Hansen; also Representative(s) Lieder and Young--Concerning a reduction in the valuation for assessment of qualified-senior primary residence real property.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 28, page(s) 341-342 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-053** by Senator(s) Coleman; also Representative(s) Herod and Ricks--Concerning an evaluation of racial equity for Black Coloradans.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 2, page(s) 128-132 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, February 9, page(s) 179 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, March 15, page(s) 501 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.)

**SB24-008** by Senator(s) Zenzinger and Kirkmeyer, Fields, Michaelson Jenet; also Representative(s) Pugliese and Young, Bradley, Duran, Evans, Froelich, Joseph--Concerning increasing support for kinship foster care homes.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 2, page(s) 126-127 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, February 9, page(s) 179 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, March 15, page(s) 502 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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## AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

**SB24-053** by Senator(s) Coleman; also Representative(s) Herod and Ricks--Concerning an evaluation of racial equity for Black Coloradans.

Senator Van Winkle moved to amend the Report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.004) to SB24-053, did pass.

Amend the State, Veterans, & Military Affairs Committee Report, dated February 1, 2024, page 7, after line 43 insert:

"(2) The commission shall not make any recommendations concerning changes to state law that require appropriations of state money.".

Renumber succeeding subsection accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 12 | NO | 22 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | E | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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## ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Marchman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | E | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-111 as amended, SB24-053 as amended, SB24-008 as amended, HB24-1291 as amended.
Laid over until Wednesday, March 20: SB24-100.
Laid over until Friday, March 22: HB24-1056.

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## CONSIDERATION OF RESOLUTIONS

**SJR24-015** by Senator(s) Winter F. and Kirkmeyer; also Representative(s) Ricks and Velasco--Concerning the designation of March 2024 as "Women's History Month" in Colorado, and, in connection therewith, acknowledging the countless contributions women have made in history and to contemporary society.

On motion of Senator Winter, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | E | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, and Zenzinger.

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## CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

**SB24-105** by Senator(s) Hinrichsen, Ginal; also Representative(s) Epps and McLachlan--Concerning clarifications to the fees imposed by the department of revenue related to fuel products.

Senator Hinrichsen moved that the Senate concur in House amendments to **SB24-105**, as printed in House journal, March 13, page(s) 684. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | E | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 32 | NO | 2 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | E | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

**SB24-079** by Senator(s) Hinrichsen and Smallwood; also Representative(s) Mabrey and Weinberg--Concerning authorization for a two-wheeled motorcycle to overtake another motor vehicle in the same lane.

Senator Hinrichsen moved that the Senate concur in House amendments to **SB24-079**, as printed in House journal, March 15, page(s) 742-743. The motion was **adopted** by the following roll call vote:

| YES | 26 | NO | 8 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | N | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | N |
| Exum | E | Kolker | N | Rich | Y | Zenzinger | Y |
| Fields | N | Liston | Y | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 27 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | E | Kolker | N | Rich | Y | Zenzinger | Y |
| Fields | N | Liston | Y | Roberts | N | President | Y |
| Gardner | N | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Zenzinger.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-184** by Senator(s) Fenberg and Marchman; also Representative(s) McCluskie and Boesenecker–Concerning support for the development of surface transportation infrastructure, and, in connection therewith, providing funding and operational flexibility needed to support the development of transit and rail infrastructure.
Transportation & Energy

**HB24-1154** by Representative(s) Weinberg and McLachlan; also Senator(s) Bridges and Lundeen–Concerning school district boards' of education voluntary inclusion of institute charter schools in district ballot initiatives to contract with institute charter schools for bonded indebtedness.
Education

**HB24-1229** by Representative(s) English; also Senator(s) Mullica and Will–Concerning presumptive eligibility for persons in need of long-term services and supports.
Health & Human Services

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Senate in recess. Senate reconvened.

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## INTRODUCTION OF BILLS -- FIRST READING (cont'd)

The following bill was read by title and referred to the committee indicated:

**SB24-185** by Senator(s) Fenberg; also Representative(s) Amabile--Concerning protections for unleased mineral interest owners in the pooling of mineral interests by the Colorado energy and carbon management commission.
Agriculture & Natural Resources

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, March 20, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

71st Legislative Day Wednesday, March 20, 2024

Prayer — By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--32
Absent--1, Priola
Excused--2, Bridges, Hansen
Present later--3, Bridges, Hansen, Priola

Quorum — The President announced a quorum present.

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On motion of Majority Leader Rodriguez, 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.

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Pledge — By Keith Walker, Jefferson County.

Approval of the Journal — On motion of Senator Kolker, the Journal of Tuesday, March 19, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-184 and 185.
**Correctly Engrossed:** SB24-008, 053, and 111; SJR24-015.
**Correctly Revised:** HB24-1082 and 1291.
**Correctly Rerevised:** HB24-1007 and 1044.
**Correctly Enrolled:** SB24-079, 093, 105, and 119; SJM24-002; SJR24-014.

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## COMMITTEE OF REFERENCE REPORTS

Finance — After consideration on the merits, the Committee recommends that **SB24-152** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, strike line 7 and substitute "AFTER JANUARY 1, 2026, BUT BEFORE JANUARY 1, 2031, A QUALIFYING".

Page 5, strike lines 21 through 24 and substitute:

"(c) THE DEPARTMENT OF AGRICULTURE SHALL NOT ISSUE TAX CREDIT CERTIFICATES THAT EXCEED AN AGGREGATE AMOUNT OF TWO MILLION FIVE HUNDRED THOUSAND DOLLARS IN A CALENDAR YEAR.".

Page 6, after line 15, insert:

"(b) THE DEPARTMENT OF AGRICULTURE SHALL ISSUE TAX CREDIT CERTIFICATES TO QUALIFYING RETAILERS IN THE ORDER IN WHICH EACH APPLICATION IS RECEIVED. IF THE DEPARTMENT OF AGRICULTURE ISSUES TAX

CREDIT CERTIFICATES THAT IN THE AGGREGATE TOTAL THE PROGRAM LIMIT SPECIFIED IN SUBSECTION (3)(c) OF THIS SECTION BEFORE THE END OF A CALENDAR YEAR, ANY ADDITIONAL APPLICATIONS FOR CREDIT CERTIFICATES MUST BE PLACED ON A WAIT LIST FOR TAX CREDIT CERTIFICATES ISSUED IN THE NEXT CALENDAR YEAR; EXCEPT THAT THE DEPARTMENT OF AGRICULTURE SHALL NOT PLACE MORE THAN THE AGGREGATE OF ONE MILLION DOLLARS OF TAX CREDIT CERTIFICATE APPLICATIONS ON THE WAIT LIST IN ANY CALENDAR YEAR. THE DEPARTMENT OF AGRICULTURE SHALL PRIORITIZE WAIT LISTED APPLICATIONS FIRST TO A QUALIFYING RETAILER WHO WAS ISSUED A CREDIT CERTIFICATE FOR A CALENDAR YEAR PRIOR TO BEING PLACED ON THE WAIT LIST, AND SECOND TO A QUALIFYING RETAILER WHO WAS PLACED ON THE WAIT LIST IN A PREVIOUS CALENDAR YEAR BUT WAS NOT ISSUED A CREDIT CERTIFICATE.".

Reletter succeeding paragraphs accordingly.

Page 8, line 11, strike "DECEMBER 31, 2033." and substitute "DECEMBER 31, 2035.".

Page 8, strike lines 12 through 24.

Renumber succeeding section accordingly.

Finance

After consideration on the merits, the Committee recommends that **SB24-036** be postponed indefinitely.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB24-1081** be referred to the Committee of the Whole with favorable recommendation.

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB24-1033** 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 24 insert:

"(IV) THE ADMINISTRATOR OR MANAGER OF ANY SHELTER DESIGNATED PURSUANT TO SUBSECTION (8.5)(a)(I)(B) OF THIS SECTION HAS THE AUTHORITY TO DENY ACCESS TO THE FACILITY TO ANY ANIMAL THAT THE ADMINISTRATOR OR MANAGER DEEMS UNSAFE, UNSANITARY, OR CONTRARY TO THE GOOD WORKING ORDER OF THE FACILITY, SO LONG AS SUCH A DETERMINATION IS MADE ON AN INDIVIDUAL ANIMAL BASIS AND NOT ON THE BASIS OF AN ANIMAL'S BREED.".

Page 4, line 12, strike "INCORPORATE" and substitute "CONDUCT".

Page 4, strike lines 20 through 22 and substitute "OTHERWISE REQUIRES, "ANIMAL" MEANS BOTH:

(I) A DOMESTICATED ANIMAL, SUCH AS A DOG OR CAT, THAT IS COMMONLY KEPT IN THE HOME FOR PLEASURE RATHER THAN FOR COMMERCIAL PURPOSES; AND

(II) A "SERVICE ANIMAL", AS DEFINED IN SECTION 12-240-144 (4)(c).".

Page 1, lines 102 and 103, strike "**STRONGLY ENCOURAGING THAT**" and substitute "**ADAPTING**".

Page 1, line 103, after "**PLANS**" insert "**TO**".

Local Government & Housing

After consideration on the merits, the Committee recommends that **HB24-1062** be referred to the Committee of the Whole with favorable recommendation.

Local Government & Housing

The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
STATE HOUSING BOARD

effective February 1, 2024, for a term expiring January 31, 2028:

LaDawn Sperling of Lakewood, Colorado to serve as a Republican and resident of the Seventh Congressional District, reappointed.

Local Government & Housing

The Committee on Local Government & Housing has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
MIDDLE INCOME HOUSING AUTHORITY

for a term expiring September 1, 2024:

Kristin Stephens of Fort Collins, Colorado, to serve as a county commissioner, occasioned by the resignation of Hilary Cooper of Telluride, Colorado, appointed.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-186** by Senator(s) Marchman, Jaquez Lewis, Fenberg, Exum; also Representative(s) (None), Joseph, Amabile, Brown, McCormick, Parenti–Concerning the classification of a coroner as a state trooper for the purpose of determining public employees' retirement association service retirement eligibility and benefits.
Business, Labor, & Technology

**HB24-1089** by Representative(s) Hamrick and Frizell; also Senator(s) Zenzinger and Pelton R.–Concerning the use of electronic notifications for vehicle transactions.
Finance

**HB24-1318** by Representative(s) Ortiz; also Senator(s) Danielson–Concerning reasonable modifications to rental premises for an individual with a disability.
Local Government & Housing

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At the order of the President, Senator Bridges, Hansen, and Priola were added to the current roll call

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

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Senate in recess. Senate reconvened.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1291** by Representative(s) English and Joseph; also Senator(s) Roberts and Gardner--Concerning a licensed legal paraprofessional's authority to represent individuals in certain domestic relations matters.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Lundeen, Michaelson Jenet, and Priola.

**SB24-111** by Senator(s) Kolker and Hansen; also Representative(s) Lieder and Young--Concerning a reduction in the valuation for assessment of qualified-senior primary residence real property.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 26 | NO | 9 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Marchman, Michaelson Jenet, Mullica, Priola, Roberts, Sullivan, Winter F., and Zenzinger.

**SB24-053** by Senator(s) Coleman; also Representative(s) Herod and Ricks--Concerning an evaluation of racial equity for Black Coloradans.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Fields, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Priola, Roberts, Rodriguez, Sullivan, Winter F., and Zenzinger.

**SB24-008** by Senator(s) Zenzinger and Kirkmeyer, Fields, Michaelson Jenet; also Representative(s) Pugliese and Young, Bradley, Duran, Evans, Froelich, Joseph--Concerning increasing support for kinship foster care homes, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Gardner, Ginal, Gonzales, Hansen, Kolker, Liston, Lundeen, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Smallwood, Will, and Winter F.

**HB24-1082** by Representative(s) Taggart and Mabrey; also Senator(s) Rich and Coleman--Concerning the designation of state institutions of higher education as first-generation-serving institutions.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 29 | NO | 6 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | N |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Danielson, Exum, Fields, Gonzales, Jaquez Lewis, Kolker, Liston, Michaelson Jenet, Mullica, Priola, Roberts, and Winter F.

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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.

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## 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:

**SB24-011** by Senator(s) Winter F.; also Representative(s) Duran and Willford--Concerning measures to increase protection from harm caused through the use of technology.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 12, page(s) 459-463 and placed in members' bill files.)

Amendment No. 2(L.023), by Senator Winter.

Amend printed bill, page 3, line 7, strike "HAS" and substitute "AND "MEMBER IN THIS STATE" HAVE".

Page 4, line 1, strike "THE ONLINE DATING SERVICE" and substitute "AN ONLINE DATING SERVICE THAT HAS A MEMBER LOCATED IN THIS STATE ON THE EFFECTIVE DATE OF THIS SECTION".

Page 4, line 2, after "2025." insert "AN ONLINE DATING SERVICE THAT REGISTERS ITS FIRST MEMBER IN THIS STATE AFTER THE EFFECTIVE DATE OF THIS SECTION SHALL MAKE THE SAFETY POLICY EFFECTIVE ONE YEAR AFTER IT REGISTERS ITS FIRST MEMBER IN THIS STATE.".

Page 4, after line 17 insert:
"(d) A DESCRIPTION OF WHETHER THE ONLINE DATING SERVICE PERMITS A MEMBER WHO WAS SUSPENDED OR BARRED AS A RESULT OF REPORTS OF PROHIBITED CONTENT AND CONDUCT COMMITTED BY THE MEMBER TO APPEAL THE ADVERSE ACTION AND, IF THE ONLINE DATING SERVICE PERMITS AN APPEAL, THE APPEAL PROCESS;".

Reletter succeeding paragraphs accordingly.

Page 6, after line 13 insert:
"(6) PRIOR TO COMMENCING AN ENFORCEMENT ACTION PURSUANT TO THIS ARTICLE 1 AGAINST AN ONLINE DATING SERVICE THAT REGISTERS ITS FIRST MEMBER IN THIS STATE AFTER THE EFFECTIVE DATE OF THIS SECTION FOR THE SERVICE'S FIRST VIOLATION OF THIS SECTION, THE ATTORNEY GENERAL OR A DISTRICT ATTORNEY MUST ISSUE A NOTICE OF VIOLATION TO THE ONLINE DATING SERVICE IF THE ATTORNEY GENERAL OR DISTRICT ATTORNEY DETERMINES THAT IT IS POSSIBLE FOR THE ONLINE DATING SERVICE TO CURE THE VIOLATION. IF THE ONLINE DATING SERVICE FAILS TO CURE THE VIOLATION WITHIN THIRTY DAYS OF RECEIVING THE NOTICE OF VIOLATION, THE ATTORNEY GENERAL OR DISTRICT ATTORNEY MAY BRING AN ENFORCEMENT ACTION PURSUANT TO THIS ARTICLE 1.".

Renumber succeeding subsection accordingly.

Amend the Judiciary Committee Report, dated March 11, 2024, page 4, line 17, strike "SECTION.".". and substitute "SECTION. THE RULES MAY INCLUDE THE PROCESS FOR AN ONLINE DATING SERVICE TO SUBMIT TO THE ATTORNEY GENERAL'S OFFICE THE URL FOR ITS SAFETY POLICY.".".

Amendment No. 3(L.021), by Senator Cutter.

Amend the Judiciary Committee Report, dated March 11, 2024, page 4, line 34, strike "POLICY." and substitute "POLICY.".".

Page 4, strike lines 35 through 40.

Strike page 5.

Page 6, strike lines 1 through 20.

Amendment No. 4(L.024), by Senator Gardner.

Amend the Judiciary Committee Report, dated March 11, 2024, page 4, strike lines 19 through 23.

Page 4 of the report, line 24, strike "(7)" and substitute:
"Page 6 of the bill, strike lines 14 through 27 and substitute:

"(6)".

Page 7 of the printed bill, strike lines 11 through 17.

Renumber succeeding sections accordingly.

Amendment No. 5(L.025), by Senator Baisley.

Amend the Judiciary Committee report, dated March 11, 2024, page 6, line 26, strike "OR".

Page 6, strike line 29 and substitute "TOLLS; OR A PARENT OR LEGAL GUARDIAN OF A MINOR CHILD FOR TRACKING THE MINOR CHILD.".".

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.)

**SB24-081** by Senator(s) Cutter; also Representative(s) Kipp and Rutinel--Concerning measures to increase protections from perfluoroalkyl and polyfluoroalkyl chemicals.

Laid over until Thursday, March 21, retaining its place on the calendar.

**SB24-100** by Senator(s) Roberts and Will, Rich; also Representative(s) Velasco and Taggart, Lukens, McCluskie, McLachlan, Soper, Story, Titone--Concerning commercial vehicle safety measures on Colorado highways.

Laid over until Thursday, March 21, retaining its place on the calendar.

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## AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

**SB24-011** by Senator(s) Winter F.; also Representative(s) Duran and Willford--Concerning measures to increase protection from harm caused through the use of technology.

Senator Van Winkle moved to amend the Report of the Committee of the Whole to show that the following Winter F. floor amendment, (L.021) to SB24-011, did not pass.

Amend the Judiciary Committee Report, dated March 11, 2024, page 4, line 34, strike "policy." and substitute "policy.".".

Page 4, strike lines 35 through 40.

Strike page 5.

Page 6, strike lines 1 through 20.

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 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | Y | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | N |
| Fields | Y | Liston | Y | Roberts | Y | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

## ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Danielson, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-011 as amended.
Laid over until Thursday, March 21: SB24-081, SB24-100.

## CONSIDERATION OF RESOLUTIONS

**HJR24-1020** by Representative(s) Velasco and Hernandez; also Senator(s) Jaquez Lewis--Concerning the recognition of Latino/a Advocacy Day.

On motion of Senator Jaquez Lewis, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

## MESSAGE FROM THE HOUSE

March 20, 2024
Mr. President:

The House has adopted and returns herewith: SJR24-015.

On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Thursday, March 21, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

72nd Legislative Day — Thursday, March 21, 2024

Prayer — By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--33
Excused--2, Bridges, Smallwood
Present later--2, Bridges, Smallwood

Quorum — The President announced a quorum present.

Pledge — By Senator Gardner.

Approval of the Journal — On motion of Senator Kolker, the Journal of Wednesday, March 20, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-186.
**Correctly Engrossed:** SB24-011.
**Correctly Reengrossed:** SB24-008, 053, and 111.
**Correctly Revised:** HJR24-1020.
**Correctly Rerevised:** HB24-1082 and 1291.
**Correctly Enrolled:** SJR24-013.

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## COMMITTEE OF REFERENCE REPORTS

Agriculture & Natural Resources — After consideration on the merits, the Committee recommends that **SB24-172** 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 **HB24-1272** be referred to the Committee on Appropriations with favorable recommendation.

Education — After consideration on the merits, the Committee recommends that **SB24-156** be postponed indefinitely.

Education — The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

effective July 2, 2023, for a term expiring July 1, 2027:

Lisandra Gonzales of Thornton, Colorado, to serve as a representative of the Eighth Congressional District, reappointed.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-168** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 7, line 10, strike "OR".

Page 7, after line 10, insert:

"(f) PHARMACIST; OR".

Reletter succeeding paragraph accordingly.

Page 7, line 19, strike "PROVIDER" and substitute "HEALTH-CARE PROFESSIONAL".

Page 8, line 4, strike "PROVIDER" and substitute "HEALTH-CARE PROFESSIONAL".

Page 8, after line 22, insert:

"(f) MONEY ALLOCATED TO THE GRANT PROGRAM MUST NOT BE CONSIDERED IN RATE-SETTING FOR FEDERALLY QUALIFIED HEALTH CENTERS, AS DEFINED IN THE FEDERAL "SOCIAL SECURITY ACT", 42 U.S.C. SEC. 1395X (aa)(4).

(7) THE STATE DEPARTMENT IS AUTHORIZED TO RECEIVE AND EXPEND GIFTS, GRANTS, AND DONATIONS FROM INDIVIDUALS, PRIVATE ORGANIZATIONS, FOUNDATIONS, OR ANY GOVERNMENTAL UNIT; EXCEPT THAT NO GIFT, GRANT, OR DONATION MAY BE ACCEPTED BY THE STATE DEPARTMENT IF IT IS SUBJECT TO A CONDITION THAT IS INCONSISTENT WITH THIS SECTION OR ANY OTHER LAW OF THIS STATE.".

Renumber succeeding subsection accordingly.

Page 9, line 11, strike "MEMBERS." and substitute "MEMBERS UNDER THE MEDICAID MEDICAL AND PHARMACY BENEFIT.".

Page 9, line 15, strike "INDIVIDUALS." and substitute "INDIVIDUALS, INCLUDING INDIVIDUALS WITH GESTATIONAL DIABETES NOT BEING TREATED WITH INSULIN.".

Page 9, after line 20 insert:

"(5) THE STATE DEPARTMENT IS AUTHORIZED TO RECEIVE AND EXPEND GIFTS, GRANTS, AND DONATIONS FROM INDIVIDUALS, PRIVATE ORGANIZATIONS, FOUNDATIONS, OR ANY GOVERNMENTAL UNIT; EXCEPT THAT NO GIFT, GRANT, OR DONATION MAY BE ACCEPTED BY THE STATE DEPARTMENT IF IT IS SUBJECT TO A CONDITION THAT IS INCONSISTENT WITH THIS SECTION OR ANY OTHER LAW OF THIS STATE.".

Health & Human Services

After consideration on the merits, the Committee recommends that **HB24-1258** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB24-1241** be referred to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB24-1102** be referred to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB24-1104** 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 **HB24-1072** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 6, line 13, strike "SEXUAL ASSAULT" and substitute "UNLAWFUL SEXUAL BEHAVIOR".

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 July 1, 2023, for terms expiring June 30, 2027:

Jason Portz of Durango, Colorado, reappointed;

Brian Turner of Canon City, Colorado, appointed.

Trans-portation & Energy

After consideration on the merits, the Committee recommends that **SB24-166** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, line 6, strike "(a)".

Page 3, strike lines 8 through 13 and substitute "IN SECTION 25-7-105 (1)(e)(XI)(B.5).".

Page 3, strike lines 15 through 18 and substitute "THREE-YEAR PERIOD, HAS COMMITTED FIVE OR MORE VIOLATIONS FROM SEPARATE EVENTS AT THE SAME STATIONARY SOURCE.".

Page 4, strike lines 1 through 8.

Reletter succeeding paragraph accordingly.

Page 4, line 9, strike "INCLUDES".

Page 4, strike lines 10 and 11 and substitute "MEANS ANY EXCEEDANCE OF THE ALLOWABLE EMISSIONS OF AN AIR POLLUTANT.".

Page 4 of the printed bill, after line 11 insert:

"(c) AS USED IN THIS SUBSECTION (19.7), "VIOLATION" DOES NOT INCLUDE A VIOLATION THAT:
(I) RESULTS FROM A MALFUNCTION THAT HAS BEEN PROVEN AS AN AFFIRMATIVE DEFENSE PURSUANT TO APPLICABLE COMMISSION RULES;
(II) HAS BEEN VOLUNTARILY DISCLOSED IN ACCORDANCE WITH SECTION 25-1-114.5; OR
(III) IS DISCLOSED IN AN ENVIRONMENTAL SELF-AUDIT CONDUCTED PURSUANT TO SECTION 25-1-114.6.".

Page 4, lines 17 and 18, strike "VIOLATION OR NONCOMPLIANCE" and substitute "VIOLATION, AS DEFINED IN SECTION 25-7-103 (19.7)(b),".

Page 8, lines 11 and 12, strike "COULD HAVE REASONABLY BEEN DISCOVERED

BY A MEMBER OF THE PUBLIC" and substitute "IS PUBLICLY AVAILABLE".

Page 9, line 6, after "CLAIMS;" insert "OR".

Page 9, line 8, strike "COMPLIANCE; OR" and substitute "COMPLIANCE.".

Page 9, strike line 9.

Strike "OR NONCOMPLIANCE" on: **Page 4**, lines 19 and 21.

Trans-portation & Energy

After consideration on the merits, the Committee recommends that **SB24-165** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 5, line 5, strike "25-7-148, and 25-7-149" and substitute "and 25-7-148".

Page 5, strike lines 6 through 27.

Page 6, strike lines 1 through 19.

Renumber succeeding C.R.S. sections accordingly.

Page 7, lines 20 and 21, strike "AND APPROVE OR REJECT".

Page 8, line 10, strike "**Ozone**" and substitute "**High ozone**".

Page 8, line 14, strike "AREA." and substitute "AREA, AS DESIGNATED BY THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY.".

Page 8, after line 14 insert:

"(b) "IMPLEMENTATION SEASON" MEANS THE PERIOD BEGINNING JUNE 1 AND ENDING AUGUST 31 OF EACH YEAR.".

Reletter succeeding paragraphs accordingly.

Page 8, strike lines 17 and 18.

Page 14, strike lines 9 through 27.

Page 15, strike line 1 and substitute:

"**SECTION 4.** In Colorado Revised Statutes, **add** 25-7-306 as follows:

**25-7-306. On-road and nonroad vehicle emission budgets - reporting - definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "COVERED NONATTAINMENT AREA" MEANS THE EIGHT-HOUR OZONE DENVER METRO/NORTH FRONT RANGE NONATTAINMENT AREA.

(b) "DEPARTMENT" MEANS THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.

(c) "EMISSION BUDGET" MEANS AN AVERAGE ANNUAL MOTOR VEHICLE EMISSION BUDGET FOR NITROGEN OXIDES AND VOLATILE ORGANIC COMPOUNDS DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION.

(2) (a) AS PART OF THE 2025 RULE-MAKING FOR THE CONSIDERATION OF ANY OZONE STATE IMPLEMENTATION PLAN FOR THE 2008 AND 2015 EIGHT-HOUR OZONE NATIONAL AMBIENT AIR QUALITY STANDARDS DEVELOPED PURSUANT TO THE FEDERAL ACT, THE DEPARTMENT SHALL PROPOSE, AND THE COMMISSION SHALL ADOPT, MODIFY, OR REJECT, AVERAGE ANNUAL MOTOR VEHICLE EMISSION BUDGETS FOR NITROGEN OXIDES AND VOLATILE ORGANIC COMPOUNDS FOR 2026 THROUGH 2050 THAT APPLY TO THE COVERED NONATTAINMENT AREA. EACH YEAR'S EMISSION BUDGET MUST INCLUDE MAXIMUM EMISSION LEVELS OF NITROGEN OXIDES AND VOLATILE ORGANIC COMPOUNDS FROM ALL INDIVIDUAL ON-ROAD AND NONROAD MOTOR VEHICLE CLASSES IN THE COVERED NONATTAINMENT AREA.

(b) THE EMISSION BUDGET FOR 2030 MUST BE AT LEAST TEN PERCENT BELOW THE EMISSION BUDGET FOR 2026. THE EMISSION BUDGETS FOR 2030 THROUGH 2050 MUST PROGRESSIVELY DECLINE EVERY FIVE YEARS.

(3) BEGINNING IN JANUARY 2026, AND IN JANUARY EVERY YEAR THEREAFTER, THE DEPARTMENT SHALL INCLUDE, AS PART OF ITS PRESENTATION DURING ITS "SMART ACT" HEARING REQUIRED BY SECTION 2-7-203, INFORMATION CONCERNING THE EMISSION BUDGETS.".

Strike "OZONE" and substitute "IMPLEMENTATION" on: **Page 8**, lines 19, 20, and 22.

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At the order of the President, Senators Bridges and Smallwood were added to the current roll call.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-011** by Senator(s) Winter F. and Cutter; also Representative(s) Duran and Willford--Concerning measures to increase protection from harm caused through the use of technology.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 29 | NO | 6 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Danielson, Exum, Fields, Ginal, Gonzales, Hansen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Priola, Roberts, and Rodriguez.

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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.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**HB24-1143** by Representative(s) Catlin; also Senator(s) Winter F. and Pelton B.--Concerning construction bidding cost thresholds for department of transportation projects.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, March 19, page(s) 522 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**HB24-1122** by Representative(s) Duran and Pugliese; also Senator(s) Roberts and Winter F.--Concerning civil protection orders for victims of domestic-related crimes.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 19, page(s) 522 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 -- CONSENT CALENDAR

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 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1143 as amended, HB24-1122 as amended

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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.

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## 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:

**SCR24-001** by Senator(s) Danielson and Fields, Baisley, Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Marchman, Michaelson Jenet, Mullica, Rodriguez, Sullivan, Winter F.; also Representative(s) Duran and Weissman, deGruy Kennedy--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning allowing Colorado lawmakers to pass laws that permit victims of childhood sexual abuse to bring a civil claim for the sexual abuse regardless of when the sexual abuse occurred.

Laid over until Wednesday, March 27, retaining its place on the calendar.

**HB24-1098** by Representative(s) Mabrey and Duran, Bacon, Brown, deGruy Kennedy, Epps, Garcia, Hernandez, Herod, Jodeh, Joseph, Lieder, Lindsay, Lindstedt, Martinez, Mauro, Ortiz, Parenti, Ricks, Rutinel, Sirota, Story, Titone, Velasco, Vigil, Weissman, Willford; also Senator(s) Gonzales and Hinrichsen--Concerning protections for residential tenants, and, in connection therewith, requiring cause for the eviction of a residential tenant.

Laid over until Friday, March 22, retaining its place on the calendar.

**SB24-081** by Senator(s) Cutter; also Representative(s) Kipp and Rutinel--Concerning measures to increase protections from perfluoroalkyl and polyfluoroalkyl chemicals.

Laid over until Friday, March 22, retaining its place on the calendar.

**SB24-100** by Senator(s) Roberts and Will, Rich; also Representative(s) Velasco and Taggart, Lukens, McCluskie, McLachlan, Soper, Story, Titone--Concerning commercial vehicle safety measures on Colorado highways.

Amendment No. 1, Transportation & Energy Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 418-419 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 15, page(s) 500-501 and placed in members' bill files.)

Amendment No. 3(L.007), by Senator Roberts.

Amend the Transportation and Energy Committee Report, dated March 6, 2024, page 2, strike line 32 and substitute:

"Page 6 of the printed bill, line 8, strike "**stations**" and substitute "**and chain-down stations and winter safety measures**".".

Page 3 of the report, strike line 9 and substitute "AND MOBILITY;

(d) EXAMINE THE ECONOMIC AND SAFETY IMPACTS OF COMMERCIAL MOTOR VEHICLE INCIDENTS AND CLOSURES DURING INCLEMENT WEATHER EVENTS, INCLUDING EVALUATING THE POTENTIAL BENEFITS OF CLOSURES TO COMMERCIAL MOTOR VEHICLES FOR LIMITED PERIODS OF TIME DURING SNOWSTORMS; AND

(e) EXAMINE COMMERCIAL MOTOR VEHICLE PARKING LOCATIONS ON INTERSTATE 70 IN COLORADO.".".

Amendment No. 4(L.008), by Senator Roberts.

Amend the Transportation and Energy Committee Report, dated March 6, 2024, page 1, strike lines 3 through 9 and substitute:

"Page 2 of the printed bill, strike lines 9 through 11 and substitute "effective on ANY PORTION OF THE FOLLOWING CORRIDORS LOCATED ON THE WESTERN SLOPE FROM SEPTEMBER 1 THROUGH MAY 31 OF EACH YEAR DURING ANY CONDITIONS THAT EXIST ON THE HIGHWAY FOR ANY COMMERCIAL VEHICLE WITH A DECLARED GROSS VEHICLE WEIGHT RATING OF SIXTEEN THOUSAND ONE POUNDS OR MORE: Interstate 70 ~~between milepost 133 (Dotsero) and~~ WEST OF milepost 259 (Morrison), ~~from September 1 through May 31 of each year~~ COLORADO STATE HIGHWAY 9 FROM MILEPOST 63 TO MILEPOST 97 (FRISCO TO FAIRPLAY), U.S. ROUTE 40 WEST OF MILEPOST 256 (EMPIRE), U.S. ROUTE 50 WEST OF MILEPOST 225 (SALIDA), U.S. ROUTE 160 WEST OF MILEPOST 304 (WALSENBURG), U.S. ROUTE 285 WEST OF MILEPOST 250 (MORRISON), AND ALL OF U.S. ROUTE 550 FROM MILEPOST 0 TO 130.".

Page 3 of the printed bill, strike line 1.".

Amendment No. 5(L.009), by Senator Roberts.

Amend the Transportation and Energy Committee Report, dated March 6, 2024, page 2, strike lines 8 through 22 and substitute:

""**SECTION 3.** In Colorado Revised Statutes, **add** 42-4-1014 as follows:

**42-4-1014. No passing for commercial motor vehicles - penalty.** (1) A DRIVER OF A COMMERCIAL VEHICLE MAY NOT ENTER THE FURTHEST LEFT LANE WHEN DRIVING IN THE FOLLOWING AREAS UNLESS SPECIFICALLY REQUIRED OR AUTHORIZED TO PASS BY LAW:

(a) BETWEEN MILEPOST 115.5 AND MILEPOST 131.0 (GLENWOOD CANYON);

(b) BETWEEN MILEPOST 169.5 AND MILEPOST 173.0 (DOWD JUNCTION);

(c) BETWEEN MILEPOST 180.0 AND MILEPOST 190.5 (VAIL PASS);

(d) BETWEEN MILEPOST 205.5 AND 221.0 (EISENHOWER-JOHNSON TUNNEL);

(e) BETWEEN MILEPOST 224.0 AND MILEPOST 228.5 (GEORGETOWN HILL); AND

(f) BETWEEN MILEPOST 243.0 AND MILEPOST 247.0 (FLOYD HILL).

(2) ANY PERSON WHO VIOLATES SUBSECTION (1) OF THIS SECTION

COMMITS A CLASS A TRAFFIC INFRACTION.".".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**HB24-1131** by Representative(s) Lukens and Velasco; also Senator(s) Roberts and Will--Concerning local college districts.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1096** by Representative(s) Young and Lukens; also Senator(s) Kolker and Marchman--Concerning the enactment of the "School Psychologists Licensure Interstate Compact".

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1118** by Representative(s) Marshall and Joseph; also Senator(s) Roberts and Gardner--Concerning authorization for the attorney general to operate a district attorney's office due to a vacancy to the extent allowed by an executive order of the governor.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1074** by Representative(s) Armagost and Duran; also Senator(s) Ginal and Gardner--Concerning specifications for the offense of aggravated cruelty to a law enforcement animal.

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 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 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-100 as amended, HB24-1131, HB24-1096, HB24-1118, HB24-1074.
Laid over until Friday, March 22: HB24-1098, SB24-081
Laid over until Wednesday, March 27: SCR24-001

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## CONSIDERATION OF RESOLUTIONS

**SR24-003** by Senator(s) Zenzinger and Rich; --Concerning the recognition of Single Parent Day.

On motion of Senator Zenzinger, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, and Winter F.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
COLLEGEINVEST BOARD OF DIRECTORS

effective August 1, 2023, for terms expiring July 31, 2027:

Martha “Marti” Awad of Denver, Colorado, reappointed;

Allen Padilla of Windsor, Colorado, appointed;

David Chiavacci of Highlands Ranch, Colorado, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
INSTITUTE OF CANNABIS RESEARCH GOVERNING BOARD

effective August 6, 2023, for terms expiring August 5, 2027:

John Harloe of Denver, Colorado, to serve as a representative of the cannabis industry, appointed;

L. Cinnamon Bidwell of Boulder, Colorado, to serve as a scientist from a relevant field, reappointed;

Melissa Reynolds of Fort Collins, Colorado, to serve as a scientist from a relevant field, appointed.

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SJR24-013; SJR24-015; SB24-006, 063, 103, 119, and 135.

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## MESSAGE FROM THE HOUSE

March 21, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1324, HB24-1329, and HB24-1319, amended as printed in House Journal, March 20, 2024.

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Senate in recess. Senate reconvened.

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Local Government & Housing

After consideration on the merits, the Committee recommends that **SB24-106** be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, line 22, strike "STATUTORY".

Page 6, line 19, before "MUST" insert "AND A NOTICE THAT THE CONSTRUCTION PROFESSIONAL IS INVOKING THE RIGHT TO REMEDY".

Page 7, line 10, strike "INVOKED," and substitute "INVOKED AND ACCEPTED BY THE CLAIMANT,".

Page 7, line 18, strike "OR".

Page 7, line 19, after "REMEDY," insert "OR IF THE CLAIMANT DOES NOT ACCEPT A RIGHT TO REMEDY OFFER,".

Page 8, line 18, strike "REMEDY AND" and substitute "REMEDY, THE RIGHT TO REMEDY IS ACCEPTED BY THE CLAIMANT, AND THE CONSTRUCTION PROFESSIONAL".

Page 8, strike lines 25 through 27 and substitute:

"**SECTION 4.** In Colorado Revised Statutes, 38-33.3-303.5, **amend** (1)(d)(I)(A) and (1)(d)(III) introductory portion as follows:

**38-33.3-303.5. Construction defect actions - disclosure - approval by unit owners - definitions - exemptions.** (1) (d) **Approval by unit owners - procedures.** (I) (A) Notwithstanding any provision of law or any requirement in the governing documents, the executive board ~~may~~ HAS THE RIGHT TO initiate the construction defect action only if authorized within the voting period by owners of units to which ~~a majority of~~ SIXTY PERCENT OF THE votes in the association are allocated. ~~Such~~ UNIT OWNERS VOTING IN FAVOR OF PROCEEDING

WITH A CONSTRUCTION DEFECT ACTION MUST ALSO ACKNOWLEDGE IN WRITING THAT THE UNIT OWNER HAS RECEIVED THE DISCLOSURES REQUIRED UNDER SECTION 38-33.3-303.5 (1)(c) AND THAT THE UNIT OWNER HAS BEEN INFORMED OF THE UNIT OWNER'S OBLIGATION UNDER COLORADO LAW TO DISCLOSE KNOWN DEFECTS UPON SALE OF THE PROPERTY. THE approval is not required for an association to proceed with a construction defect action if the alleged construction defect pertains ONLY to a facility that is intended and used for nonresidential purposes and if the cost to repair the alleged defect does not exceed fifty thousand dollars. ~~Such~~ THE approval is not required for an association to proceed with a construction defect action when the association is the DIRECT contracting party for the performance of labor or purchase of services or materials.

(III) **Vote count - exclusions.** For purposes of calculating the required ~~majority~~ vote under this subsection (1)(d) only, the following votes are excluded:".

Page 9, strike lines 1 through 10.

Page 10, line 17, strike "**No separate cause of action.** THIS" and substitute "**Applicability - no separate cause of action.** (1) THIS PART 8 DOES NOT APPLY TO A MUNICIPALITY, AS DEFINED IN SECTION 31-1-101, OR A COUNTY, AS DEFINED IN SECTION 30-6-100.3, IF EITHER IS ACTING IN ITS GOVERNMENTAL CAPACITY.

(2) THIS".

Page 10, strike lines 21 through 27 and substitute:

"**38-33.3-302. Powers of unit owners' association.** (3) (c) IF AN ASSOCIATION TAKES AN ACTION UNDER SUBSECTION".

Page 11, strike lines 2 through 10 and substitute "OR MORE UNIT OWNERS, EACH CLAIM BROUGHT ON BEHALF OF A UNIT OWNER IS SUBJECT TO EACH DEFENSE, LIMITATION, CLAIM PROCEDURE, AND ALTERNATIVE DISPUTE RESOLUTION PROCEDURE THAT THE UNIT OWNER WOULD BE SUBJECT TO IF THE UNIT OWNER HAD BROUGHT THE CLAIM.".

Local Government & Housing — After consideration on the merits, the Committee recommends that **HB24-1267** be referred to the Committee of the Whole with favorable recommendation.

Local Government & Housing — After consideration on the merits, the Committee recommends that **HB24-1100** 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 — After consideration on the merits, the Committee recommends that **HB24-1058** be referred to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology — After consideration on the merits, the Committee recommends that **SB24-048** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 3, strike "2 of title 8" and substitute "20 of title 23".

Page 2, line 6, strike "**8-2-301.**" and substitute "**23-20-301.**"

Page 2, strike line 8 and substitute:

"(1) "CENTER" MEANS THE CENTER FOR HEALTH, WORK, AND ENVIRONMENT AT THE COLORADO SCHOOL OF PUBLIC HEALTH.

(2) "CERTIFIED RECOVERY-FRIENDLY WORKPLACE" MEANS A".

Page 2, strike lines 13 and 14.

Page 3, line 1, strike "THIS".

Page 3, line 27, strike "8-2-302." and substitute "23-20-302.".

Page 4, strike line 27 and substitute "**23-20-302. Recovery-friendly workplace program - creation -**".

Page 5, line 11, strike "8-2-303;" and substitute "23-20-303;".

Page 7, line 16, strike "8-2-303" and substitute "23-20-303".

Page 7, line 27, strike "DEPARTMENT'S" and substitute "CENTER'S".

Page 8, line 13, strike "8-2-304 (2)(b)." and substitute "23-20-304 (2)(b).".

Page 8, strike lines 14 and 15 and substitute:

"**23-20-303. Recovery-friendly workplace program - participants - certified recovery-friendly workplaces - requirements - renewal -**".

Page 12, line 5, after "3;" add "OR".

Page 12, strike lines 6 and 7.

Reletter succeeding paragraph accordingly.

Page 12, line 19, strike **"8-2-304.**" and substitute "**23-20-304.**"

Page 14, strike lines 2 and 3 and substitute:

"**SECTION 2.** In Colorado Revised Statutes, **add** 22-1-144 as follows:

**22-1-144. Recovery school grant program - created - eligibility - reporting - definitions - rules - repeal.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION.

(b) "GRANT PROGRAM" MEANS THE RECOVERY SCHOOL GRANT PROGRAM CREATED IN SUBSECTION (2) OF THIS SECTION.

(c) "RECOVERY SCHOOL" MEANS A SCHOOL THAT:

(I) EDUCATES AND SUPPORTS STUDENTS IN RECOVERY FROM SUBSTANCE USE OR CO-OCCURRING DISORDERS, INCLUDING SELF-HARM AND DISORDERED EATING;

(II) INTENDS THAT ALL STUDENTS ENROLLED ARE WORKING IN AN ACTIVE AND ABSTINENCE-FOCUSED PROGRAM OF RECOVERY AS DETERMINED BY THE STUDENT AND THE SCHOOL; AND

(III) PROVIDES SUPPORT FOR FAMILIES LEARNING HOW TO LIVE WITH, AND PROVIDE SUPPORT FOR, THEIR TEENS WHO ARE ENTERING INTO THE RECOVERY LIFESTYLE.

(2) (a) THE RECOVERY SCHOOL GRANT PROGRAM IS CREATED WITHIN THE DEPARTMENT. THE PURPOSE OF THE GRANT PROGRAM IS TO PROVIDE GRANTS TO RECOVERY SCHOOLS FOR EXPENSES RELATED TO ASSISTING STUDENTS WHO ARE LIVING A LIFE OF SOBRIETY.

(b) GRANT RECIPIENTS MAY USE THE MONEY RECEIVED THROUGH THE GRANT PROGRAM FOR EXPENSES RELATED TO ASSISTING STUDENTS WHO ARE LIVING A LIFE OF SOBRIETY.

(c) SUBJECT TO AVAILABLE APPROPRIATIONS, THE DEPARTMENT SHALL ADMINISTER THE GRANT PROGRAM AND SHALL AWARD GRANTS AS PROVIDED IN THIS SECTION. GRANTS MUST BE PAID OUT OF MONEY APPROPRIATED FOR THE GRANT PROGRAM AS PROVIDED IN SUBSECTION (5) OF THIS SECTION.

(d) THE DEPARTMENT SHALL IMPLEMENT THE GRANT PROGRAM IN ACCORDANCE WITH THIS SECTION. THE EXECUTIVE DIRECTOR OF THE DEPARTMENT MAY PROMULGATE THE RULES REQUIRED IN THIS SECTION AND ANY ADDITIONAL RULES NECESSARY TO IMPLEMENT THE GRANT PROGRAM.

(3) (a) TO RECEIVE A GRANT, A RECOVERY SCHOOL MUST SUBMIT AN APPLICATION TO THE DEPARTMENT IN ACCORDANCE WITH RULES PROMULGATED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT.

(b) THE DEPARTMENT SHALL REVIEW THE APPLICATIONS RECEIVED PURSUANT TO THIS SECTION.

(c) ON OR BEFORE JANUARY 1, 2025, THE DEPARTMENT SHALL AWARD GRANTS AS PROVIDED IN THIS SECTION. THE DEPARTMENT SHALL DISTRIBUTE THE GRANT MONEY WITHIN FOURTEEN DAYS AFTER AWARDING THE GRANTS.

(4) ON OR BEFORE JULY 1, 2025, EACH RECOVERY SCHOOL THAT

RECEIVES A GRANT THROUGH THE GRANT PROGRAM SHALL SUBMIT A REPORT TO THE DEPARTMENT DETAILING HOW THE RECOVERY SCHOOL USED THE GRANT MONEY.

(5) FOR THE 2024-25 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL APPROPRIATE TWO HUNDRED FIFTY THOUSAND DOLLARS FROM THE GENERAL FUND TO THE DEPARTMENT TO IMPLEMENT THE GRANT PROGRAM.

(6) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2026.".

Renumber succeeding sections accordingly.

Page 15, after line 9 insert:

"**SECTION 5.** In Colorado Revised Statutes, 27-80-129, **amend** (1)(b)(I) introductory portion, (3), and (4) as follows:

**27-80-129. Regulation of recovery residences - rules - definitions.** (1) As used in this section:

(b) (I) "Recovery residence" ~~"sober living facility", or "sober home"~~ means any premises, place, facility, or building that provides housing accommodation for individuals with a primary diagnosis of a substance use disorder that:

(3) (a) ~~Effective January 1, 2020,~~ A person shall not operate a ~~facility using the term~~ recovery residence ~~"sober living facility", "sober home",~~ or a substantially similar ~~term~~ FACILITY, and a licensed, registered, or certified health-care provider; A MANAGED CARE ENTITY, AS DEFINED IN SECTION 25.5-5-802 (5); A MANAGED CARE ORGANIZATION, AS DEFINED IN SECTION 25.5-5-403 (5); or a licensed health facility shall not refer an individual ~~in need of recovery support services~~ to a ~~facility~~ RECOVERY RESIDENCE, unless the ~~facility~~ RESIDENCE:

~~(a)~~ (I) Is certified by a certifying body as specified in subsection (4) of this section;

~~(b)~~ (II) Is chartered by Oxford House or its successor organization; OR

~~(c)~~ (III) Has been operating as a recovery residence in Colorado for thirty or more years as of May 23, 2019. ~~or~~

~~(d) Is a community-based organization that provides reentry services as described in section 17-33-101 (7).~~

(b) IF A PERSON IS OPERATING A RECOVERY RESIDENCE OR A SUBSTANTIALLY SIMILAR FACILITY IN VIOLATION OF SUBSECTION (3)(a) OF THIS SECTION, THE BEHAVIORAL HEALTH ADMINISTRATION SHALL SEND THE FACILITY A CEASE-AND-DESIST LETTER.

(4) The behavioral health administration ~~in the department of human services~~ shall, by rule, determine the requirements for a certifying body seeking approval for purposes of subsection ~~(3)(a)~~ (3)(a)(I) of this section, which rules must include a requirement that a certifying body include a representative from the behavioral health administration on its board.".

Renumber succeeding sections accordingly.

Page 15, line 18, strike "SOBER LIVING FACILITIES, AND SOBER HOMES,".

Page 15, line 21, strike "RESIDENCES, SOBER LIVING FACILITIES, AND SOBER HOMES" and substitute "RESIDENCES".

Page 15, after line 23 insert:

"**SECTION 7.** In Colorado Revised Statutes, 31-23-303, **add** (2)(b.7) as follows:

**31-23-303. Legislative declaration.** (2) (b.7) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT IT IS THE POLICY OF THE STATE TO ENCOURAGE, PROMOTE, AND ASSIST PERSONS WHO ARE IN RECOVERY FROM SUBSTANCE USE DISORDERS TO LIVE IN RESIDENTIAL NEIGHBORHOODS. FURTHER, THE GENERAL ASSEMBLY DECLARES THAT THE USE OF RECOVERY RESIDENCES, AS DEFINED IN SECTION 27-80-129 (1)(b), BY PERSONS IN RECOVERY FROM SUBSTANCE USE DISORDERS IS A MATTER OF STATEWIDE CONCERN AND THAT RECOVERY RESIDENCES ARE A RESIDENTIAL USE OF PROPERTY FOR ZONING PURPOSES AND SUBJECT ONLY TO THE REGULATIONS OF LIKE DWELLINGS IN THE SAME ZONE.".

Page 15, strike lines 24 through 27.

Strike page 16.

Page 17, strike lines 1 through 19 and substitute:

"**SECTION 8.** In Colorado Revised Statutes, **add** 44-3-108 as follows:

**44-3-108. Substance use disorders - recovery - retail liquor sales - stakeholder group - rules - repeal.** (1) NO LATER THAN JULY 1, 2025, IN ORDER TO ASSIST INDIVIDUALS WHO ARE RECOVERING FROM SUBSTANCE USE DISORDERS, THE LIQUOR ENFORCEMENT DIVISION SHALL ADOPT RULES RELATED TO THE LOCATION OF ALCOHOL BEVERAGE DISPLAYS.

(2) THE LIQUOR ENFORCEMENT DIVISION SHALL CONVENE A STAKEHOLDER GROUP OF THE FOLLOWING MEMBERS TO DEVELOP THE RULES REQUIRED IN SUBSECTION (1) OF THIS SECTION:

(a) FOUR INDIVIDUALS REPRESENTING RECOVERY PROVIDERS, OF WHOM TWO INDIVIDUALS MUST REPRESENT A RECOVERY PROVIDER IN A RURAL OR FRONTIER AREA AND TWO INDIVIDUALS MUST REPRESENT A RECOVERY PROVIDER IN A METRO OR URBAN AREA;

(b) TWO INDIVIDUALS REPRESENTING A RECOVERY RESIDENCE, AS DEFINED IN SECTION 27-80-129 (1)(b);

(c) THREE INDIVIDUALS, EACH REPRESENTING A CONVENIENCE STORE LICENSED UNDER THIS ARTICLE 3 OR ARTICLE 4 OF THIS TITLE 44 TO SELL ALCOHOL BEVERAGES; AND

(d) THREE INDIVIDUALS, EACH REPRESENTING A GROCERY STORE LICENSED UNDER THIS ARTICLE 3 OR ARTICLE 4 OF THIS TITLE 44 TO SELL ALCOHOL BEVERAGES.

(3) THE LIQUOR ENFORCEMENT DIVISION SHALL PROVIDE NOTICE OF STAKEHOLDER MEETINGS ON ITS WEBSITE AND HOLD STAKEHOLDER MEETINGS OPEN TO THE PUBLIC.

(4) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2026.".

Renumber succeeding section accordingly.

Strike "DEPARTMENT" and substitute "CENTER" on: **Page 5,** line 2; **Page 8,** line 13; **Page 10,** line 26; **Page 12,** lines 20 and 22; **Page 13,** line 12; and **Page 14,** line 1.

Strike "RECOVERY-READY" and substitute "RECOVERY-FRIENDLY" on: **Page 2,** line 11; **Page 3,** lines 8, 20, 22, 24, 25, and 26; **Page 4,** lines 1, 4, and 7; **Page 5,** lines 1, 6, 10, 11, 18, 22, and 23; **Page 6,** lines 5, 6, 7, 10, and 24; **Page 7,** lines 1, 7, 9, 11, 12, 15, 20, and 24; **Page 8,** lines 10, 17, and 18; **Page 9,** lines 2, 5, 12, 20; and 25; **Page 10,** lines 2, 7, 14, 21, and 27; **Page 11,** lines 4, 5, 6, 12, 14, and 27; **Page 12,** lines 3, 12, 16, and 21; and **Page 13,** lines 14, 18, and 22.

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## MESSAGE FROM THE REVISOR OF STATUTES

March 21, 2024
We herewith transmit:

Without comment, as amended, HB24-1319, 1324, and 1329.

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SR24-003.

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## DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, March 21, 2024, at 11:41 AM: SB24-006, 063, 103, 119, and 135.

_____

On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Friday, March 22, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

73rd Legislative Day — Friday, March 22, 2024

Prayer — By Senator Exum.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--32
Excused--3, Bridges, Fields, Kirkmeyer
Present later--2, Bridges, Kirkmeyer

Quorum — The President announced a quorum present.

Pledge — By Senator Gardner.

Approval of the Journal — On motion of Senator Kolker, the Journal of Thursday, March 21, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SB24-100; SR24-003.
**Correctly Reengrossed:** SB24-011.
**Correctly Revised:** HB24-1074, 1096, 1118, 1122, 1131, and 1143.
**Correctly Enrolled:** SR24-003; SJR24-015.

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## COMMITTEE OF REFERENCE REPORTS

Health & Human Services — After consideration on the merits, the Committee recommends that **HB24-1002** be referred to the Committee on Finance with favorable recommendation.

Health & Human Services — After consideration on the merits, the Committee recommends that **HB24-1277** 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 **SB24-171** 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 11 insert:

"(d) Given the North American wolverine's status as federally threatened, the division of parks and wildlife will be requesting that the United States fish and wildlife service adopt a final rule pursuant to 16 U.S.C. sec. 1539(j), which would designate the reintroduced North American wolverine population in Colorado as a nonessential experimental population. Through the final rule, the United States fish and wildlife service would devise management programs and special regulations for the North American wolverine to help relieve landowner and permittee concerns that reintroduction of the North American wolverine in Colorado may result in restrictions on the use of private, tribal, or public land; ensure adequate management flexibility; and minimize the impact of the reintroduction on land use activities, including big game habitat management projects.".

Reletter succeeding paragraphs accordingly.

Page 3, after line 24 insert:

"(b) "LIVESTOCK" HAS THE MEANING SET FORTH IN SECTION 33-2-105.8 (5).".

Reletter succeeding paragraph accordingly.

Page 3, line 27, strike "SUBJECT TO SUBSECTION (3) OF THIS SECTION," and substitute "SUBJECT TO THE REQUIREMENTS OF THIS SECTION,".

Page 4, line 24, strike "IN THE EVENT THAT THE DIVISION DEVELOPS" and substitute "THE DIVISION SHALL DEVELOP".

Page 5, strike lines 6 through 9 and substitute "WOLVERINE IN THE STATE OCCURS, THE DEPARTMENT SHALL:

(I) PREPARE A REPORT IN ACCORDANCE WITH SECTION 33-2-105.7 (2) AND DELIVER THE REPORT IN ACCORDANCE WITH SECTION 33-2-105.7 (3); AND

(II) DEVELOP A COMMUNICATIONS PLAN THAT OUTLINES THE DIVISION'S PLANNED COMMUNICATIONS FOR PROPOSED RELEASES OF THE NORTH AMERICAN WOLVERINE. THE COMMUNICATIONS PLAN MUST INCLUDE A DESCRIPTION OF HOW THE DIVISION WILL COMMUNICATE WITH STAKEHOLDERS AND BOARDS OF COUNTY COMMISSIONERS IN GENERAL LOCATIONS OF PROPOSED RELEASES OF THE NORTH AMERICAN WOLVERINE.".

Agriculture & Natural Resources — After consideration on the merits, the Committee recommends that **HB24-1257** 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 **HB24-1097** 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 **SB24-177** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, line 16, strike "and lease-related" and substitute "lease-related, and acquisition".

State, Veterans, & Military Affairs — After consideration on the merits, the Committee recommends that **SB24-178** 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 **SB24-176** 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 24, line 24, strike "NOT".

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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:

**HB24-1143** by Representative(s) Catlin; also Senator(s) Winter F. and Pelton B.--Concerning construction bidding cost thresholds for department of transportation projects.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | E | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

**HB24-1122** by Representative(s) Duran and Pugliese; also Senator(s) Roberts and Winter F.--Concerning civil protection orders for victims of domestic-related crimes.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 32 | NO | 0 | EXCUSED | 3 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | E | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fenberg, Hansen, Hinrichsen, Kolker, Marchman, Michaelson Jenet, Mullica, Priola, Smallwood, and Zenzinger.

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At the order of the President, Senator Bridges was added to the current roll call.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB24-100** by Senator(s) Roberts and Will, Rich; also Representative(s) Velasco and Taggart, Lukens, McCluskie, McLachlan, Soper, Story, Titone--Concerning commercial vehicle safety measures on Colorado highways, 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 | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | E | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Fenberg, Ginal, Hansen, Jaquez Lewis, Marchman, and Priola.

**HB24-1131** by Representative(s) Lukens and Velasco; also Senator(s) Roberts and Will--Concerning local college districts.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | E | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Jaquez Lewis, Michaelson Jenet, Priola, and Winter F.

**HB24-1096** by Representative(s) Young and Lukens; also Senator(s) Kolker and Marchman--Concerning the enactment of the "School Psychologists Licensure Interstate Compact".

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 23 | NO | 10 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | E | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | E | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Exum, Ginal, Hansen, Jaquez Lewis, Michaelson Jenet, Priola, Rodriguez, Sullivan, Winter F., and Zenzinger.

**HB24-1118** by Representative(s) Marshall and Joseph; also Senator(s) Roberts and Gardner--Concerning authorization for the attorney general to operate a district attorney's office due to a vacancy to the extent allowed by an executive order of the governor.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 31 | NO | 2 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | E | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hansen, Mullica, Priola, and Simpson.

**HB24-1074** by Representative(s) Armagost and Duran; also Senator(s) Ginal and Gardner--Concerning specifications for the offense of aggravated cruelty to a law enforcement animal.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | E | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Fenberg, Jaquez Lewis, Liston, Lundeen, Michaelson Jenet, Mullica, Pelton R., Priola, Rich, Roberts, Rodriguez, Smallwood, Van Winkle, Will, Winter F., and Zenzinger.

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On motion of Majority Leader Rodriguez, and with a majority elected to the Senate having voted in the affirmative, members of the Joint Budget Committee were granted leave pursuant to Senate Rule 21 (c).

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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.

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## 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:

**HB24-1056** by Representative(s) Frizell and Marshall, Weissman; also Senator(s) Hansen and Kolker--Concerning property subject to a property tax lien, and, in connection therewith, modernizing statutes related to the issuance of a treasurer's deed for property subject to a property tax lien to align with a federal supreme court decision.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 13, page(s) 478-479 and placed in members' bill files.)

Amendment No. 2(L.007), by Senator Hansen.

Amend reengrossed bill, page 38, after line 26 insert:

"**SECTION 6.** In Colorado Revised Statutes, **amend** 37-5-111 as follows:

**37-5-111. Manner of collection - tax sale - certificate of purchase - tax deed.** (1) BEFORE JULY 1, 2024, lands sold for delinquent assessments under articles 1 to 8 of this ~~title~~ TITLE 37 shall be struck off to the conservancy district or bid in for the conservancy district, in like manner and effect, including issuance of a deed therefor, as provided by law with respect to lands struck off to, or bid in for, counties, cities, or towns as the case may be; but when a certificate of purchase has been issued to the conservancy district with respect to any lands, no certificate of purchase for subsequent assessments shall be issued with respect to the same lands, except to the conservancy district, until all assessments represented by certificates of purchase held by the conservancy district have been redeemed or paid.

(2) BEFORE JULY 1, 2024, no holder of such certificate of purchase, other than the conservancy district, shall be entitled to a tax deed thereon, except upon payment of all assessments subsequent to such certificate of purchase, which are due and unpaid or unredeemed, at the time of issuance of the tax deed; and the tax deed so issued to such holder shall be subject to future unpaid assessments. Any such holder of a certificate of purchase may at any time after three years from issuance thereof present the same to the county treasurer, together with all subsequent certificates held by ~~him~~ THE HOLDER, as evidence of subsequent payment of assessments, and request the county treasurer to issue one tax deed thereon; and one tax deed shall be issued accordingly in the same manner as other tax deeds.

(3) BEFORE JULY 1, 2024, the conservancy district may at any time after three years from issuance of any such certificate of purchase held by the district present the same to the county treasurer, together with all subsequent certificates of purchase held by it as evidence of unpaid subsequent assessments, and request the county treasurer to issue one tax deed thereon; and one deed shall be issued accordingly in the same manner as other tax deeds; but such tax deed shall not prejudice the parity of any existing lien for general taxes. Upon the delivery of the tax deed, the conservancy district shall have and enjoy all the rights of an owner in fee simple to the lands described therein; but no sale of such land shall be made by the district except subject to the lien of assessments due and unpaid subsequent to the issuance of the tax deed to the district, as well as future unpaid assessments, nor shall the district convey such property by deed with covenants of warranty, nor shall any sale of such property be made for less than the principal amount of the original assessment thereon, remaining due and unpaid, unless such sale is approved by an order of the district court in which the organization proceeding of the district is pending.

(4) BEFORE JULY 1, 2024, the conservancy district by resolution of its board of directors may sell, assign, and deliver any such certificates held by the district for such sum as the board of directors may determine and authorize; but no such sale or assignment shall be made ~~which~~ THAT does not include all certificates held by the district with respect to the same land. Upon presentation and surrender of such certificates by the assignee thereof to the county treasurer, such officer shall accept the same in payment of the assessment represented thereby, unless such purchaser requests a tax deed thereon as provided in this section. No such assignment shall be made by the district for less than the principal sum represented by the certificate assigned, except upon order approving the assignment, made by the district court wherein the organization proceedings of the district is pending.

(5) NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A CONSERVANCY DISTRICT, A HOLDER OF A CERTIFICATE OF PURCHASE OTHER THAN A CONSERVANCY DISTRICT, OR A COUNTY TREASURER SHALL FOLLOW THE PROCEDURES ESTABLISHED IN ARTICLE 11.5 OF TITLE 39 AND SHALL NOT FOLLOW THE PROCEDURES ESTABLISHED IN THIS SECTION OR ARTICLE 11 OF TITLE 39 CONCERNING THE ISSUANCE OF A TAX DEED. NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A CONSERVANCY DISTRICT SHALL NOT STRIKE OFF OR BID IN FOR THE

CONSERVANCY DISTRICT LANDS FOR DELINQUENT ASSESSMENTS AND A COUNTY TREASURER SHALL NOT ISSUE A CERTIFICATE OF SALE, CERTIFICATE OF PURCHASE, OR TAX DEED PURSUANT TO THIS SECTION OR ARTICLE 11 OF TITLE 39 TO THE EXTENT SUCH ACTIONS WOULD BE INCONSISTENT WITH THE REQUIREMENTS OF ARTICLE 11.5 OF TITLE 39.

**SECTION 7.** In Colorado Revised Statutes, **amend** 37-23-114 as follows:

**37-23-114. State tax laws to apply.** (1) The laws of this state for the collection of general taxes including the laws for the sale of property for taxes and the redemption of the same, except as modified in this section, shall apply and have full force and effect for the purposes of articles 20 to 30 of this ~~title~~ TITLE 37, and the provisions of said articles for collecting the same shall be deemed for the purpose of carrying into effect the police powers granted to drainage districts for the construction and maintenance of drainage systems and shall not be construed as imposing a special tax under the taxing power. BEFORE JULY 1, 2024, in case of a sale of any lot or parcel of land or any interest therein for delinquent drainage district taxes or delinquent drainage district and other taxes, and there are no bids therefor on any of the days of such tax sale, the same shall be struck off to the drainage district in which such land is located for the amount of the taxes, interest, and costs thereon, and a certificate of sale shall be made out to the district therefor and delivered to its secretary, who shall file the same in the office of its board of directors and record the same in a book of public record to be kept by said board for such purpose, but no charge shall be made by the county treasurer for making such certificate, and in such case ~~he~~ THE COUNTY TREASURER shall make an entry on ~~his~~ THE TREASURER'S records "struck off to ..... drainage district" as well as an entry showing the amount of the taxes and interest thereon for which said lands were offered for sale, together with the cost attending such sale. No taxes assessed against any land so struck off to said district under the provisions of this section shall be payable until the same has been derived by the district from the sale or redemption of such lands.

(2) BEFORE JULY 1, 2024, such drainage district or its assignee shall be entitled to a tax deed for said lands, in the same manner and subject to the same equities as if a private purchaser at said tax sale, upon the payment to the county treasurer at the time of demanding said deed of such sum as the board of county commissioners of such county at any regular or special meeting may decide for the payment of any delinquent general taxes, and if said deed is demanded by any assignee of the drainage district, then such assignee shall also pay to the county treasurer such additional amount as may be specified by the board of directors of the drainage district, as payment for any delinquent drainage district taxes.

(3) BEFORE JULY 1, 2024, in case the owner of said lot or parcel of land, or interest therein, desires to redeem the same at any time before said tax deed is issued, the same may be done in the same manner as provided by law, in case said lot or parcel of land, or interest therein, has been purchased by a bidder at said tax sale or has been struck off to the county, and in such case the county treasurer shall forthwith issue a certificate of redemption therefor and notify the secretary of said fact, who shall thereupon make a suitable transfer entry upon ~~his~~ THE SECRETARY'S record aforesaid, and return the certificate of sale to the county treasurer for cancellation.

(4) BEFORE JULY 1, 2024, in case any person desires to obtain such certificate of purchase so issued to said drainage district, the same may be done in the same manner as provided by law in case said lot or parcel of land, or interest therein, had been purchased by a bidder at said tax sale or had been struck off to the county, upon payment to the county treasurer of the required amount in cash, or in cash together with warrants not in excess of the drainage district and redemption fund tax, or in cash and in warrants and bonds and coupons respectively, not in excess of said respective funds.

(5) BEFORE JULY 1, 2024, after any certificate of sale or tax deed has been issued to any drainage district, such drainage district or any assignee thereof may at any time commence an action in the district court in the county wherein the major portion of said drainage district lies, for the purpose of determining the validity of said tax sale. Such action shall be conducted in the same manner as an action to quiet title to real estate under the laws of the state; and after the final determination of such action, the validity of the taxes for which the property was sold and the legality of the proceedings taken in the sale of the property involved shall be incontestable between all persons and parties

whatsoever.

(6) NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A DRAINAGE DISTRICT, AN ASSIGNEE OF A DRAINAGE DISTRICT, A HOLDER OF A CERTIFICATE OF PURCHASE, OR A COUNTY TREASURER SHALL FOLLOW THE PROCEDURES ESTABLISHED IN ARTICLE 11.5 OF TITLE 39 AND SHALL NOT FOLLOW THE PROCEDURES ESTABLISHED IN THIS SECTION, SECTION 37-23-115 TO 37-23-118, OR ARTICLE 11 OF TITLE 39 CONCERNING THE ISSUANCE OF A TAX DEED. NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A LOT OR PARCEL OF LAND SHALL NOT BE STRUCK OFF TO A DRAINAGE DISTRICT AND A COUNTY TREASURER SHALL NOT ISSUE A CERTIFICATE OF SALE, CERTIFICATE OF PURCHASE, OR TAX DEED PURSUANT TO THIS SECTION OR ARTICLE 11 OF TITLE 39 TO THE EXTENT SUCH ACTIONS WOULD BE INCONSISTENT WITH THE REQUIREMENTS OF ARTICLE 11.5 OF TITLE 39.

**SECTION 8.** In Colorado Revised Statutes, **amend** 37-23-115 as follows:

**37-23-115. Sale of property taxed - repeal.** (1) The board of directors of any drainage district may sell, dispose of, and convey, on behalf of such district, any real property to which such drainage district may take title by tax deed under the provisions of section 37-23-114, as said board may by resolution direct, either at public or private sale, at such price and upon such terms as said board may determine, and without any authorization from the electors of such district.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

**SECTION 9.** In Colorado Revised Statutes, **amend** 37-23-116 as follows:

**37-23-116. President to execute deed - repeal.** (1) The president of the board of directors of such drainage district, when authorized by resolution of the board of directors, is empowered to execute, acknowledge, and deliver any deeds of conveyance necessary to convey such real property to the purchaser thereof. The deed of conveyance shall be attested by the secretary of such drainage district under its seal, and when so executed such deed of conveyance shall be held to convey the entire title of such drainage district to the purchaser thereof.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

**SECTION 10.** In Colorado Revised Statutes, **amend** 37-23-117 as follows:

**37-23-117. Proceeds of sale - repeal.** (1) The proceeds of such sales shall be paid into such fund of the drainage district as its board of directors by resolution may direct.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

**SECTION 11.** In Colorado Revised Statutes, **amend** 37-23-118 as follows:

**37-23-118. Directors to perfect title - repeal.** (1) The board of directors of any such drainage district is authorized to take such steps in the name of and on behalf of the district as it deems necessary in order to perfect the title of such drainage district to any lands to which it has taken title by tax deed and for that purpose may procure and take deeds of conveyance or other assurances of title from the holders of record or other titles to such lands and may institute actions for the purpose of quieting title to such real estate as against the claims of any other persons, associations, or corporations.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

**SECTION 12.** In Colorado Revised Statutes, 37-41-124, **amend** (1), (2), (3), and (4); and **add** (4.5) as follows:

**37-41-124. Assessment - collection - redemption - deed.** (1) The revenue laws of this state for the assessment, levying, and collection of taxes on real estate for county purposes, as modified in this section, shall be applicable for the purposes of this ~~article~~ ARTICLE 41, including the enforcement of penalties and forfeiture for delinquent taxes. BEFORE JULY 1, 2024, however, in case of sale of any lot or parcel of land, or any interest therein, for delinquent irrigation district taxes or delinquent irrigation district and general taxes, when there are no bids therefor on any of the days of such tax sale, the same shall be struck off to the irrigation district in which such land is located for the amount of the taxes, interest, and costs thereon, and a certificate of sale shall be made out to said district therefor and delivered to its secretary, who shall file the same in the office of its board of directors and record the same in a book of public record to be kept by said board for such purpose, but no charge shall be made by the county treasurer for making such certificate, and in such case ~~he~~ THE

COUNTY TREASURER shall make the entry "struck off to ..... irrigation district" on ~~his~~ THE TREASURER'S records, as well as an entry showing the amount of the general irrigation district taxes and interest thereon, respectively, for which said lands were offered for sale, together with the cost attending such sale.

(2) BEFORE JULY 1, 2024, no taxes assessed against any land so struck off to said district under the provisions of this section shall be payable until the same has been derived by the district from the sale or redemption of such lands. Such irrigation district or its assignee shall be entitled to a tax deed for said lands in the same manner and subject to the same equities as if a private purchaser at said tax sale, upon the payment to the county treasurer at the time of demanding said deed of such sum as the board of county commissioners of such county at any regular or special meeting may decide.

(3) BEFORE JULY 1, 2024, in case the owner of said lot or parcel of land, or interest therein, desires to redeem the same at any time before said tax deed shall be issued, the same may be done in the same manner as is provided by law to be done, in case said lot or parcel of land, or interest therein, had been purchased by a bidder at said tax sale or had been struck off to the county. In such case the county treasurer shall forthwith issue a certificate of redemption therefor and notify the district secretary of said fact, who shall thereupon make a suitable transfer entry upon ~~his~~ THE SECRETARY'S record and return the certificate of sale to the county treasurer for cancellation.

(4) BEFORE JULY 1, 2024, in case any person desires to obtain such certificate of purchase so issued to said irrigation district, the same may be done in the same manner as provided by law to be done in case said lot or parcel of land, or interest therein, had been purchased by a bidder at said tax sale or had been struck off to the county, upon payment to the county treasurer of the required amount in cash, or in cash together with warrants not in excess of the district general fund tax, or in cash and interest coupons or bonds not in excess of the irrigation district and redemption fund tax, or in cash and in warrants and bonds, respectively, not in excess of said respective funds.

(4.5) NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, AN IRRIGATION DISTRICT, AN ASSIGNEE OF A IRRIGATION DISTRICT, A HOLDER OF A CERTIFICATE OF PURCHASE, OR A COUNTY TREASURER SHALL FOLLOW THE PROCEDURES ESTABLISHED IN ARTICLE 11.5 OF TITLE 39 AND SHALL NOT FOLLOW THE PROCEDURES ESTABLISHED IN THIS SECTION OR ARTICLE 11 OF TITLE 39 CONCERNING THE ISSUANCE OF A TAX DEED. NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A LOT OR PARCEL OF LAND SHALL NOT BE STRUCK OFF TO AN IRRIGATION DISTRICT AND A COUNTY TREASURER SHALL NOT ISSUE A CERTIFICATE OF SALE, CERTIFICATE OF PURCHASE, OR TAX DEED PURSUANT TO THIS SECTION OR ARTICLE 11 OF TITLE 39 TO THE EXTENT SUCH ACTIONS WOULD BE INCONSISTENT WITH THE REQUIREMENTS OF ARTICLE 11.5 OF TITLE 39.

**SECTION 13.** In Colorado Revised Statutes, **amend** 37-43-183 as follows:

**37-43-183. Application.** (1) BEFORE JULY 1, 2024, the provisions of sections 37-43-183 to 37-43-189 shall apply only to irrigation districts having a bonded indebtedness of twenty dollars or more per acre and to lands in such described irrigation districts upon which the general property taxes have been delinquent and unpaid for more than five years.

(2) NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A COUNTY TREASURER SHALL FOLLOW THE PROCEDURES ESTABLISHED IN ARTICLE 11.5 OF TITLE 39 AND SHALL NOT FOLLOW THE PROCEDURES ESTABLISHED IN THIS SECTION, SECTIONS 37-43-184 TO 37-43-189, OR ARTICLE 11 OF TITLE 39 CONCERNING STRIKING OFF LAND OR THE ISSUANCE OF A CERTIFICATE OF SALE OR TAX DEED. NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A LOT OR PARCEL OF LAND SHALL NOT BE STRUCK OFF TO A COUNTY OR AN IRRIGATION DISTRICT AND A COUNTY TREASURER SHALL NOT ISSUE A CERTIFICATE OR TAX DEED PURSUANT TO SECTIONS 37-43-184 TO 37-43-189 OR ARTICLE 11 OF TITLE 39.

**SECTION 14.** In Colorado Revised Statutes, **amend** 37-43-184 as follows:

**37-43-184. Treasurer to strike off lands to county - repeal.** (1) When lands situate in an irrigation district, having an outstanding bonded indebtedness or indebtedness evidenced by outstanding warrants for which there are no available funds for payment, are sold for delinquent taxes assessed for state, county, and school district purposes, or any one or more of said purposes,

with or without levies for irrigation district taxes or assessments, and there are no bidders at said sale for said lands in the amount of taxes assessed against the same, the treasurer, as in other cases, shall strike said lands off to the county for the amount of the state, county, and school district taxes and issue a certificate the same as in other cases. The treasurer shall offer separately said lands for sale for irrigation district taxes or assessments, if any, and sell the same to the person who bids the amount of the assessments for irrigation purposes against said lands. Such bidder may pay in cash or by such other obligations of said district as are acceptable for such purpose. If there is no bidder when said lands are offered for sale for the irrigation district assessments, the same shall be struck off to the district. In either event a certificate of sale for irrigation district assessments shall be executed and delivered to the purchaser or said district with a notation thereon by the treasurer showing the outstanding certificate of sale held by the county and the amount thereof.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

**SECTION 15.** In Colorado Revised Statutes, **amend** 37-43-185 as follows:

**37-43-185. Redemption - repeal.** (1) The person holding said certificate of purchase for irrigation district taxes, or the irrigation district, or any persons to whom said district assigns said certificate issued to it, upon payment of the amount due the county for state, county, and school district taxes, together with costs of sale and interest as provided by law, or for such amount as may be fixed by the board of county commissioners, may redeem from the sale to said county, and the amount so paid shall be endorsed upon and added to the certificate of sale issued for irrigation district assessments or taxes.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

**SECTION 16.** In Colorado Revised Statutes, **amend** 37-43-186 as follows:

**37-43-186. Lands offered for sale - when - repeal.** (1) Lands covered by an outstanding certificate held by the county shall not again be offered for sale until said certificate is redeemed or assigned. Subsequent taxes assessed against said land shall be endorsed upon such certificate and shall become an additional amount due and payable thereon.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

**SECTION 17.** In Colorado Revised Statutes, **amend** 37-43-187 as follows:

**37-43-187. When county entitled to tax deed - repeal.** (1) If any such certificate of sale issued to the county is not sold or assigned within three years from the date of the sale, thereupon the county may apply for a tax deed and shall be entitled to such tax deed the same as provided by law for other purchasers at tax sales. After the execution of said deed, the county shall be entitled to the rents, issues, and profits from any such land the same as any other owner. Such tax deed shall name the board of county commissioners as grantee and tax deeds may be executed and delivered, based upon certificates now held by counties, as well as certificates which may hereafter be issued covering lands in irrigation districts having an outstanding indebtedness, as provided in this article.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

**SECTION 18.** In Colorado Revised Statutes, **amend** 37-43-188 as follows:

**37-43-188. County may sell by quitclaim deed - repeal.** (1) At any time the county may sell by quitclaim deed any such land so acquired for the best price obtainable in the opinion of the board, which price is to be fixed by the board of county commissioners; and the purchase price, as well as the net amount realized as rental on such lands, shall be applied upon and apportioned to the payment of taxes for state, county, and school district purposes in proportion to the amount due at the time said tax deed is executed and delivered.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

**SECTION 19.** In Colorado Revised Statutes, **amend** 37-43-189 as follows:

**37-43-189. Continuation of lien of bonded indebtedness - repeal.** (1) No such sale shall relieve the land so sold from the lien of a bonded indebtedness, but the county, if it becomes the owner of any such land, shall not be obligated or liable for any such bonded indebtedness, interest, or other assessments or levies on account of irrigation district purposes, but the same shall be enforceable against the land, and not otherwise.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

**SECTION 20.** In Colorado Revised Statutes, **amend** 37-45-129 as follows:

**37-45-129. Sale for delinquencies.** (1) BEFORE JULY 1, 2024, if the taxes or assessments levied are not paid, then the real property shall be sold at the regular tax sale for the payment of said taxes and assessments, interest, and penalties in the manner provided by the statutes of the state of Colorado for selling property for payment of general taxes. If there are no bids at said tax sale for the property so offered under class A and class B, said property shall be struck off to the county, and the county shall account to the district in the same manner as provided by law for accounting for school, town, and city taxes. If there are no bids for the property so offered under class C and class D, said property shall be struck off to the district, and the tax certificate shall be issued in the name of the district, and the board shall have the same power with reference to sale of said tax certificate as vested in county commissioners and county treasurers when property is struck off to the counties.

(2) NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A WATER CONSERVANCY DISTRICT OR A COUNTY TREASURER SHALL FOLLOW THE PROCEDURES ESTABLISHED IN ARTICLE 11.5 OF TITLE 39 AND SHALL NOT FOLLOW THE PROCEDURES ESTABLISHED IN THIS SECTION OR ARTICLE 11 OF TITLE 39 CONCERNING THE STRIKING OFF OF PROPERTY OR THE ISSUANCE OF A TAX CERTIFICATE OR TAX DEED. NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A LOT OR PARCEL OF LAND SHALL NOT BE STRUCK OFF TO A COUNTY OR WATER CONSERVANCY DISTRICT AND A COUNTY TREASURER SHALL NOT ISSUE A TAX CERTIFICATE OR TAX DEED PURSUANT TO THIS SECTION OR ARTICLE 11 OF TITLE 39 TO THE EXTENT SUCH ACTIONS WOULD BE INCONSISTENT WITH THE REQUIREMENTS OF ARTICLE 11.5 OF TITLE 39.

**SECTION 21.** In Colorado Revised Statutes, 37-46-126.6, **amend** (1); and **add** (4) as follows:

**37-46-126.6. Delinquent taxes.** (1) BEFORE JULY 1, 2024, if the taxes levied are not paid, then delinquent real property shall be sold at the regular tax sale for the payment of such taxes, interest, and penalties in the manner provided by statute for selling real property for the nonpayment of taxes. If there are no bids at such tax sale for the property so offered, the property shall be struck off to the county, and the county shall account to the district or the subdistrict levying the taxes in the same manner as provided by law for accounting for school, town, and city taxes.

(4) NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A DISTRICT, SUBDISTRICT, OR COUNTY TREASURER SHALL FOLLOW THE PROCEDURES ESTABLISHED IN ARTICLE 11.5 OF TITLE 39 AND SHALL NOT FOLLOW THE PROCEDURES ESTABLISHED IN THIS SECTION OR ARTICLE 11 OF TITLE 39 CONCERNING THE SALE OR STRIKING OFF OF PROPERTY TO A COUNTY OR THE ISSUANCE OF A TAX DEED. NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A LOT OR PARCEL OF LAND SHALL NOT BE STRUCK OFF TO A COUNTY FOR NONPAYMENT OF TAXES PURSUANT TO THIS SECTION OR ARTICLE 11 OF TITLE 39 TO THE EXTENT SUCH ACTIONS WOULD BE INCONSISTENT WITH THE REQUIREMENTS OF ARTICLE 11.5 OF TITLE 39.

**SECTION 22.** In Colorado Revised Statutes, 37-47-128, **amend** (2) and (3); and **add** (4) as follows:

**37-47-128. Limitations on power to levy and contract.** (2) BEFORE JULY 1, 2024, all assessments under this ~~article~~ ARTICLE 47 shall be collected by the county treasurer of the respective counties in which said real estate is situated at the same time and in the same manner as is provided by law for the collection of taxes for county and state purposes, and, if said assessments are not paid, then the real estate shall be sold at the regular tax sale for the payment of said assessments, interest, and penalties in the manner provided by the statutes of the state of Colorado for selling property for the payment of general taxes. If there are no bids at said tax sale for the property so offered, said property shall be struck off to the district, and the tax certificates shall be issued in the name of the district, and the board of directors has the same power with reference to the sale of said tax certificates as is now vested in county commissioners and county treasurers when property is struck off to the counties.

(3) BEFORE JULY 1, 2024, tax deeds may be issued, based upon said certificates of sale, in the same manner that deeds are executed on tax sales on general state and county taxes.

(4) NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, THE DISTRICT, A SUBDISTRICT, OR A COUNTY TREASURER SHALL FOLLOW THE PROCEDURES ESTABLISHED IN ARTICLE 11.5 OF TITLE 39 AND SHALL NOT FOLLOW THE PROCEDURES ESTABLISHED IN THIS SECTION OR ARTICLE 11 OF TITLE 39 CONCERNING THE SALE OR STRIKING OFF OF PROPERTY TO THE DISTRICT OR THE ISSUANCE OF A CERTIFICATE OF SALE OR TAX DEED. NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A LOT OR PARCEL OF LAND SHALL NOT BE STRUCK OFF TO THE DISTRICT AND A TAX CERTIFICATE OR TAX DEED SHALL NOT BE ISSUED PURSUANT TO THIS SECTION OR ARTICLE 11 OF TITLE 39 TO THE EXTENT SUCH ACTIONS WOULD BE INCONSISTENT WITH THE REQUIREMENTS OF ARTICLE 11.5 OF TITLE 39.

**SECTION 23.** In Colorado Revised Statutes, 37-48-110, **amend** (2) and (3); and **add** (4) as follows:

**37-48-110. Limitations on power to levy and contract.** (2) BEFORE JULY 1, 2024, all assessments under this ~~article~~ ARTICLE 48 shall be collected by the county treasurers of the respective counties in which said real estate is situated at the same time and in the same manner as is provided by law for the collection of taxes for county and state purposes, and, if said assessments are not paid, the real estate shall be sold at regular tax sales for the payment of said assessments, interest, and penalties in the manner provided by the statutes of the state of Colorado for selling property for the payment of general taxes. If there are no bids at said tax sales for the property so offered, said property shall be struck off to the district, and the tax certificates shall be issued in the name of the district; and the board of directors has the same power with reference to the sale of said tax certificates as is now vested in county commissioners and county treasurers when property is struck off to the counties.

(3) BEFORE JULY 1, 2024, tax deeds may be issued, based upon said certificates of sale, in the same manner that deeds are executed on tax sales on general state and county taxes.

(4) NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, THE DISTRICT, A SUBDISTRICT, OR A COUNTY TREASURER SHALL FOLLOW THE PROCEDURES ESTABLISHED IN ARTICLE 11.5 OF TITLE 39 AND SHALL NOT FOLLOW THE PROCEDURES ESTABLISHED IN THIS SECTION OR ARTICLE 11 OF TITLE 39 CONCERNING THE SALE OR STRIKING OFF OF PROPERTY TO THE DISTRICT OR THE ISSUANCE OF A CERTIFICATE OF SALE OR TAX DEED. NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A LOT OR PARCEL OF LAND SHALL NOT BE STRUCK OFF TO THE DISTRICT AND A TAX CERTIFICATE OR TAX DEED SHALL NOT BE ISSUED PURSUANT TO THIS SECTION OR ARTICLE 11 OF TITLE 39 TO THE EXTENT SUCH ACTIONS WOULD BE INCONSISTENT WITH THE REQUIREMENTS OF ARTICLE 11.5 OF TITLE 39.

**SECTION 24.** In Colorado Revised Statutes, **amend** 37-48-150 as follows:

**37-48-150. Manner of collection - tax sale - certificate of purchase - tax deed.** (1) BEFORE JULY 1, 2024, lands sold for delinquent special improvement assessments, special assessments, service charges, or user fees under this ~~article~~ ARTICLE 48 shall be struck off to the district, or bid in for the district, in like manner and effect, including issuance of a deed therefor, as provided by law with respect to lands struck off to, or bid in for, counties, cities, or towns, as the case may be; but, when a certificate of purchase has been issued to the district with respect to any lands, no certificate of purchase for subsequent special improvement assessments, special assessments, service charges, or user fees shall be issued with respect to the same lands, except to the district, until all special improvement assessments, special assessments, service charges, or user fees represented by certificates of purchase held by the district have been redeemed or paid.

(2) BEFORE JULY 1, 2024, no holder of such certificate of purchase, other than the district, shall be entitled to a tax deed thereon, except upon payment of all special improvement assessments, special assessments, service charges, or user fees subsequent to such certificate of purchase that are due and unpaid or unredeemed, at the time of issuance of the tax deed; and the tax deed so issued to such holder shall be subject to future unpaid special improvement assessments, special assessments, service charges, or user fees. Any such holder of a certificate of purchase may, at any time after three years after issuance thereof, present the same to the county treasurer, together with all subsequent certificates held by ~~him or her~~ THE HOLDER, as evidence of subsequent payment of special improvement assessments, special assessments, service charges, or user fees, and request the county treasurer to issue one tax deed thereon; and

one tax deed shall be issued accordingly in the same manner as other tax deeds.

(3) BEFORE JULY 1, 2024, the district may, at any time after three years after issuance of any such certificate of purchase held by the district, present the same to the county treasurer, together with all subsequent certificates of purchase held by it, as evidence of unpaid subsequent special improvement assessments, special assessments, service charges, or user fees, and request the county treasurer to issue one tax deed thereon, and one deed shall be issued accordingly in the same manner as other tax deeds; but such tax deeds shall not prejudice the parity of any existing lien for general taxes. Upon the delivery of the tax deed, the conservation district shall have and enjoy all the rights of an owner in fee simple to the lands described therein; but no sale of such land shall be made by the district, except one subject to the lien of special improvement assessments, special assessments, service charges, or user fees due and unpaid subsequent to the issuance of the tax deed to the district as well as to future unpaid special improvement assessments, special assessments, service charges, or user fees, nor shall the district convey such property by deed with covenants of warranty, nor shall any sale of such property be made for less than the principal amount of the original special improvement assessments, special assessments, service charges, or user fees thereon remaining due and unpaid, unless such sale is approved by an order of the district court in which the organization proceedings of the district are filed.

(4) BEFORE JULY 1, 2024, the district, by resolution of its board of directors, may sell, assign, and deliver any such certificates held by the district for such sum as the board of directors may determine and authorize; but no such sale or assignment shall be made that does not include all certificates held by the district with respect to the same land. Upon presentation and surrender of such certificates by the assignee thereof to the county treasurer, such officer shall accept the same in payment of the special improvement assessments, special assessments, service charges, or user fees represented thereby, unless such purchaser requests a tax deed thereon as provided in this section. No such assignment shall be made by the district for less than the principal sum represented by the certificate assigned, except upon order approving the assignment made by the district court wherein the organization proceedings of the district are pending.

(5) NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, THE DISTRICT, A HOLDER OF A CERTIFICATE OF PURCHASE, OR A COUNTY TREASURER SHALL FOLLOW THE PROCEDURES ESTABLISHED IN ARTICLE 11.5 OF TITLE 39 AND SHALL NOT FOLLOW THE PROCEDURES ESTABLISHED IN THIS SECTION OR ARTICLE 11 OF TITLE 39 CONCERNING THE ISSUANCE OF A TAX DEED. NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A LOT OR PARCEL OF LAND SHALL NOT BE STRUCK OFF TO THE DISTRICT AND A COUNTY TREASURER SHALL NOT ISSUE A CERTIFICATE OF PURCHASE OR TAX DEED PURSUANT TO THIS SECTION OR ARTICLE 11 OF TITLE 39 TO THE EXTENT SUCH ACTIONS WOULD BE INCONSISTENT WITH THE REQUIREMENTS OF ARTICLE 11.5 OF TITLE 39.

**SECTION 25.** In Colorado Revised Statutes, 37-50-111, **amend** (2) and (3); and **add** (4) as follows:

**37-50-111. Limitations on power to levy and contract.** (2) BEFORE JULY 1, 2024, all property taxes and assessments under this ~~article~~ ARTICLE 50 shall be collected by the county treasurers of the respective counties in which real estate is situated at the same time and in the same manner as is provided by law for the collection of taxes for county and state purposes, and, if the assessments are not paid, the real estate shall be sold at regular tax sales for the payment of the assessments, interest, and penalties in the manner provided by the laws of this state for selling property for the payment of general taxes. If there are no bids at the tax sales for the property so offered, the tax certificates shall be issued in the name of the district; and the board has the same power with reference to the sale of the tax certificates as is now vested in county commissioners and county treasurers when a tax certificate is issued in the name of a county.

(3) BEFORE JULY 1, 2024, tax deeds may be issued, based upon the certificates of sale, in the same manner that deeds are executed on tax sales on general state and county taxes.

(4) NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, THE DISTRICT OR A COUNTY TREASURER SHALL FOLLOW THE PROCEDURES ESTABLISHED IN ARTICLE 11.5 OF TITLE 39 AND SHALL NOT FOLLOW THE PROCEDURES ESTABLISHED IN THIS SECTION OR ARTICLE 11 OF

TITLE 39 CONCERNING THE SALE OR STRIKING OFF OF PROPERTY TO THE DISTRICT OR THE ISSUANCE OF A CERTIFICATE OF SALE OR TAX DEED. NOTWITHSTANDING ANY LAW TO THE CONTRARY, ON OR AFTER JULY 1, 2024, A LOT OR PARCEL OF LAND SHALL NOT BE STRUCK OFF TO THE DISTRICT AND A TAX CERTIFICATE OR TAX DEED SHALL NOT BE ISSUED PURSUANT TO THIS SECTION OR ARTICLE 11 OF TITLE 39 TO THE EXTENT SUCH ACTIONS WOULD BE INCONSISTENT WITH THE REQUIREMENTS OF ARTICLE 11.5 OF TITLE 39.".

Renumber succeeding sections accordingly.

Strike "THE EFFECTIVE DATE OF HOUSE BILL 24-1056," and substitute "JULY 1, 2024," on: **Page 3,** lines 5 and 17; **Page 4,** lines 8, 16, and 26; **Page 5,** lines 9, 15 and 16, and 21; and **Page 6,** lines 4, 11, and 16.

As amended, ordered revised and placed on the calendar for third reading and final passage.

**HB24-1098** by Representative(s) Mabrey and Duran, Bacon, Brown, deGruy Kennedy, Epps, Garcia, Hernandez, Herod, Jodeh, Joseph, Lieder, Lindsay, Lindstedt, Martinez, Mauro, Ortiz, Parenti, Ricks, Rutinel, Sirota, Story, Titone, Velasco, Vigil, Weissman, Willford; also Senator(s) Gonzales and Hinrichsen--Concerning protections for residential tenants, and, in connection therewith, requiring cause for the eviction of a residential tenant.

Laid over until Monday, March 25, retaining its place on the calendar.

**HB24-1081** by Representative(s) Amabile and Catlin; also Senator(s) Roberts and Pelton B.--Concerning regulation on the sale of sodium nitrite.

Amendment No. 1(L.001), by Senator Roberts.

Amend reengrossed bill, page 7, line 11, after "ANY" insert "AGGRIEVED".

Page 7, line 15, after "ANY" insert "AGGRIEVED".

As amended, ordered revised and placed on the calendar for third reading and final passage.

**HB24-1033** by Representative(s) Snyder and Velasco; also Senator(s) Cutter and Jaquez Lewis, Ginal--Concerning the needs of an individual with an animal during an emergency, and, in connection therewith, strongly encouraging that emergency management plans address the needs of an individual with an animal during an emergency and that local governments make certain information publicly available relating to an individual with an animal during an emergency.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, March 20, page(s) 534 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**HB24-1062** by Representative(s) Evans and Titone; also Senator(s) Priola--Concerning administrative inspection warrants for a metropolitan sewage disposal district.

Ordered revised and placed on the calendar for third reading and final passage.

**SB24-081** by Senator(s) Cutter; also Representative(s) Kipp and Rutinel--Concerning measures to increase protections from perfluoroalkyl and polyfluoroalkyl chemicals.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 13, page(s) 840 and placed in members' bill files.)

Amendment No. 2(L.018), by Senator Cutter.

Amend the Business, Labor, and Technology Committee Report, dated March 12, 2024, page 1, strike line 10 and substitute:

"Page 4 of the printed bill, line 5, strike "(20)(c)(I);" and substitute "(9)(a) and (20)(c);" and strike "(2.5)," and substitute "(4)(c),".".

Page 4 of the bill, after line 22 insert:

"(4) (c) "COOKWARE" DOES NOT INCLUDE FOOD EQUIPMENT INTENDED PRIMARILY FOR USE IN COMMERCIAL SETTINGS, INCLUDING FOOD EQUIPMENT SOLD TO A BUSINESS THAT HAS A RETAIL FOOD ESTABLISHMENT LICENSE.".

Page 4 of the bill, after line 26 insert:

"(9) (a) "Fabric treatment" means a product applied to fabric ~~to give the fabric one or more characteristics, including stain resistance and water resistance~~ FOR ANY REASON, INCLUDING FOR CONSUMER USE, PREMARKET USE, AND AFTERMARKET USE.".

Page 5 of the bill, strike lines 17 through 20 and substitute:

"(20) (c) "Product" does not include:

(I) Drugs, medical devices, biologics, or diagnostics ~~approved or authorized~~ USED IN A MEDICAL SETTING OR IN MEDICAL APPLICATIONS REGULATED by the federal food and drug administration; ~~or the federal department of agriculture; or~~

(II) Veterinary pesticide AND PARASITICIDE products approved by the federal environmental protection agency OR THE FEDERAL DEPARTMENT OF AGRICULTURE for use in animals; ~~or~~

(II.5) BIOLOGICS OR DIAGNOSTICS APPROVED BY THE FEDERAL DEPARTMENT OF AGRICULTURE FOR USE IN A VETERINARY SETTING OR IN VETERINARY APPLICATIONS; OR

(III) Packaging used for the products described in subsections (20)(c)(I), ~~and~~ (20)(c)(II), OR (20)(c)(II.5) of this section.".

Page 1 of the report, strike lines 12 through 16 and substitute:

"Page 6 of the bill, line 7, strike "**amend**".

Page 6 of the bill, strike line 8 and substitute "**add** (2)(g), (2.5), (3.5), and (5) as follows:".

Page 6 of the bill, line 12, strike "2025." and substitute "2026.".

Page 6 of the bill, strike lines 22 through 27.

Page 7 of the bill, strike lines 1 through 6 and substitute:

"(3.5) ON AND AFTER JANUARY 1, 2026, A PERSON SHALL NOT SELL, OFFER FOR SALE, DISTRIBUTE FOR SALE, OR DISTRIBUTE FOR USE IN THE STATE THE FOLLOWING PRODUCTS THAT CONTAIN INTENTIONALLY ADDED PFAS CHEMICALS:

(a) COOKWARE;

(b) DENTAL FLOSS;

(c) MENSTRUATION PRODUCTS; AND

(d) SKI WAX.".

Page 7 of the bill, line 8, strike "AN".

Page 7 of the bill, strike lines 9 and 10 and substitute "THE FOLLOWING PRODUCTS THAT CONTAIN INTENTIONALLY ADDED PFAS CHEMICALS:

(a) TEXTILE ARTICLES;

(b) OUTDOOR APPAREL FOR SEVERE WET CONDITIONS; AND

(c) FOOD EQUIPMENT INTENDED PRIMARILY FOR USE IN COMMERCIAL SETTINGS THAT COMES INTO DIRECT CONTACT WITH FOOD.".".

Strike "JULY 1, 2024" and substitute "JANUARY 1, 2026" on: **Page 8** of the bill, lines 10 and 11 and 15.

Amendment No. 3(L.019), by Senator Cutter.

Amend proposed floor amendment (SB081_L.018), page 1, lines 3 and 4, strike ""(9)(a) and (20)(c);"" and substitute ""(20)(c);"".

Page 1 of the amendment, strike lines 10 through 14.

Amendment No. 4(L.020), by Senator Cutter.

Amend printed bill, page 5, after line 16 insert:

"(c) "OUTDOOR APPAREL FOR SEVERE WET CONDITIONS" DOES NOT INCLUDE PERSONAL FLOTATION DEVICES MADE FOR THE HEALTH AND SAFETY OF THE USER.".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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At the order of the President, Senator Kirkmeyer was added to the current roll call.

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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 | 24 | NO | 10 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | E | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-081 as amended, HB24-1056 as amended, HB24-1081 as amended, HB24-1033 as amended, HB24-1062.
Laid over until Monday, March 25: HB24-1098.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
MIDDLE INCOME HOUSING AUTHORITY

for a term expiring September 1, 2024:

Kristin Stephens of Fort Collins, Colorado, to serve as a county commissioner, occasioned by the resignation of Hilary Cooper of Telluride, Colorado, appointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBER OF THE
STATE HOUSING BOARD

effective February 1, 2024, for a term expiring January 31, 2028:

LaDawn Sperling of Lakewood, Colorado to serve as a Republican and resident of the Seventh Congressional District, reappointed.

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE

March 22, 2024
Mr. President:

The House has adopted and returns herewith SJR24-010.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1305 and HB24-1021, amended as printed in House Journal, March 21, 2024.

The House has passed on Third Reading and returns herewith SB24-074.

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## MESSAGE FROM THE REVISOR OF STATUTES

March 22, 2024
We herewith transmit:

Without comment, as amended, HB24-1021 and 1305.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-187** by Senator(s) Roberts; also Representative(s) Herod--Concerning the scope of security measures for the judicial department.
Judiciary

**SB24-188** by Senator(s) Zenzinger and Buckner; also Representative(s) Bird and McLachlan--Concerning the financing of public schools.
Education

**HB24-1161** by Representative(s) Ortiz; also Senator(s) Hinrichsen--Concerning basic access for individuals with disabilities using motor vehicles.
Transportation & Energy

**HB24-1250** by Representative(s) Armagost and Kipp; also Senator(s) Hansen and Smallwood--Concerning the waiver of driver's license suspension points for successful completion of a driving improvement course.
Transportation & Energy

**HB24-1266** by Representative(s) Hamrick and Frizell; also Senator(s) Zenzinger--Concerning the relocation of utility facilities in a local government right-of-way.
Local Government & Housing

**HB24-1305** by Representative(s) Lindstedt and Lukens; also Senator(s) Baisley and Michaelson Jenet, Buckner--Concerning changes to programs to benefit students who earn postsecondary course credit while enrolled in high school.
Education

**HB24-1319** by Representative(s) Duran and Winter T.; also Senator(s) Danielson--Concerning the Colorado professional fire fighters license plate, and, in connection therewith, specifying that the Colorado professional fire fighters license plate expires upon the transfer of a motor vehicle and making an appropriation.
Finance

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## MESSAGE FROM THE GOVERNOR

Friday, March 22nd, 2024

Colorado Senate
The 74th General Assembly
Second 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:

SB24-004 - County Veterans Service Offices Administration
Approved on Friday, March 22nd, 2024 at 10:45 a.m

SB24-006 - Pretrial Diversion Programs
Approved on Friday, March 22nd, 2024 at 10:45 a.m

SB24-063 - Confidentiality of Group Peer Support Services
Approved on Friday, March 22nd, 2024 at 10:45 a.m

SB24-103 - Labor & Employment Statutes Technical Changes
Approved on Friday, March 22nd, 2024 at 10:45 a.m

SB24-119 - Term Abandonment for Federal Classification Juvenile
Approved on Friday, March 22nd, 2024 at 10:45 a.m

SB24-135 - Modification of State Agency & Department Reporting Requirements
Approved on Friday, March 22nd, 2024 at 10:45 a.m

Sincerely,
(signed)
Jared Polis
Governor

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## TRIBUTES

Honoring:

CWCC -- By Senate Michaelson Jenet
Santomaso and Van Berg Families -- By Senator Byron Pelton
Colorado Wing Civil Air Patrol -- By Senator Michaelson Jenet
Brendan Pardue -- By Senator Baisley
Merino Girls Basketball --By Senator Byron Pelton
Pueblo Chamber of Commerce and Leadership Class of 2023--By Senator Hinrichsen and Representatives Martinez, Mauro, and Winter
Butterfly Pavlion -- By Senator Winter
LaQuilla Phillips -- By Senator Fields
Altona Middle School -- By President Fenberg
The New Local -- By President Fenberg
Ajume Wingo -- By President Fenberg
Charlie Billingsley -- By President Fenberg
Alex Meyer -- By President Fenberg
Osvaldo Garcia Barron -- By President Fenberg
Rich Orman -- By President Fenberg
Darya Warner -- By President Fenberg

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Monday, March 25, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

76th Legislative Day Monday, March 25, 2024

Prayer — By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order — By the President at 10:00 a.m.

Roll Call — Present--35
Excused later--2, Bridges, Danielson

Quorum — The President announced a quorum present.

Pledge — By Senator Exum.

Approval of the Journal — On motion of Senator Van Winkle, the Journal of Friday, March 22, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

Correctly Printed: SB24-187 and 188.
Correctly Engrossed: SB24-081.
Correctly Reengrossed: SB24-100.
Correctly Revised: HB24-1033, 1056, 1062, and 1081.
Correctly Rerevised: HB24-1074, 1096, 1118, 1122, 1131, and 1143.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1056** by Representative(s) Frizell and Marshall, Weissman; also Senator(s) Hansen and Kolker--Concerning property subject to a property tax lien, and, in connection therewith, modernizing statutes related to the issuance of a treasurer's deed for property subject to a property tax lien to align with a federal supreme court decision.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Priola.

**HB24-1081** by Representative(s) Amabile and Catlin; also Senator(s) Roberts and Pelton B.--Concerning regulation on the sale of sodium nitrite.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Fields, Ginal, Hansen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Marchman, Michaelson Jenet, Mullica, Priola, Rodriguez, and Winter F.

**HB24-1033** by Representative(s) Snyder and Velasco; also Senator(s) Cutter and Jaquez Lewis, Ginal--Concerning the needs of an individual with an animal during an emergency, and, in connection therewith, adapting emergency management plans to address the needs of an individual with an animal during an emergency and that local governments make certain information publicly available relating to an individual with an animal during an emergency.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Exum, Michaelson Jenet, Priola, and Winter F.

**HB24-1062** by Representative(s) Evans and Titone; also Senator(s) Priola and Gardner--Concerning administrative inspection warrants for a metropolitan sewage disposal district.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Jaquez Lewis.

**SB24-081** by Senator(s) Cutter; also Representative(s) Kipp and Rutinel--Concerning measures to increase protections from perfluoroalkyl and polyfluoroalkyl chemicals.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Danielson, Exum, Gonzales, Jaquez Lewis, Kolker, Michaelson Jenet, Priola, and Winter F.

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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.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**SB24-172** by Senator(s) Pelton B., Ginal, Hinrichsen; also Representative(s) McLachlan--Concerning changing the phrase "industrial hemp product" to the phrase "hemp product" in the statutes that regulate marijuana.

Ordered engrossed and placed on the calendar for third reading and final passage.

**HB24-1104** by Representative(s) Snyder and Armagost; also Senator(s) Exum--Concerning protection of firefighters' personal information from publication on the internet.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1072** by Representative(s) Bird and Frizell; also Senator(s) Kirkmeyer and Fields--Concerning increased evidentiary requirements in criminal proceedings for protection of victims of sexual assaults.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 21, page(s) 545 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**HB24-1100** by Representative(s) Vigil; also Senator(s) Jaquez Lewis--Concerning a requirement that a coroner be certified by the American board of medicolegal death investigators or the American board of pathology in forensic pathology.

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 Coleman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-172, HB24-1104, HB24-1072 as amended, HB24-1100.

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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.

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## 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:

**HB24-1098** by Representative(s) Mabrey and Duran, Bacon, Brown, deGruy Kennedy, Epps, Garcia, Hernandez, Herod, Jodeh, Joseph, Lieder, Lindsay, Lindstedt, Martinez, Mauro, Ortiz, Parenti, Ricks, Rutinel, Sirota, Story, Titone, Velasco, Vigil, Weissman, Willford; also Senator(s) Gonzales and Hinrichsen--Concerning protections for residential tenants, and, in connection therewith, requiring cause for the eviction of a residential tenant.

Amendment No. 1, Local Government & Housing Committee Amendment.
(Printed in Senate Journal, March 8, page(s) 431 and placed in members' bill files.)

Amendment No. 2(L.055), by Senator Gonzales.

Amend reengrossed bill, page 5, strike lines 6 through 22 and substitute:

"(12) "SUBSTANTIAL REPAIRS OR RENOVATIONS" MEANS REPAIRS OR RENOVATIONS THAT:

(a) CANNOT BE REASONABLY ACCOMPLISHED IN A SAFE OR EFFICIENT MANNER WITH THE TENANT IN PLACE;

(b) ARE NOT WORK THAT IS NECESSARY TO REMEDY A BREACH OF THE WARRANTY OF HABITABILITY DESCRIBED IN SECTION 38-12-503; AND

(c) REQUIRE THE TENANT TO VACATE THE RESIDENTIAL PREMISES FOR AT LEAST THIRTY DAYS.".

Page 10, line 17, strike "A DESCRIPTION OF THE TIMELINE" and substitute "AN

EXPECTED COMPLETION DATE AND A GENERAL DESCRIPTION".

Page 10, strike lines 23 through 27.

Page 11, strike lines 1 through 7 and substitute:

"(E) FOR ANY REPAIRS OR RENOVATIONS EXPECTED TO LAST LESS THAN ONE HUNDRED EIGHTY DAYS, PROVIDES THE TENANT A WRITTEN NOTICE SENT IN A MANNER THAT THE LANDLORD TYPICALLY USES TO COMMUNICATE WITH THE TENANT, WHICH NOTICE INCLUDES THE EXPECTED COMPLETION DATE FOR THE REPAIRS OR RENOVATIONS. IF, WITHIN TEN DAYS AFTER RECEIVING THE NOTICE, THE TENANT NOTIFIES THE LANDLORD THAT THE TENANT WANTS TO RETURN TO THE RESIDENTIAL PREMISES, THE LANDLORD SHALL OFFER THE TENANT THE FIRST RIGHT OF REFUSAL TO SIGN A NEW RENTAL AGREEMENT WITH REASONABLE TERMS. IF THE TENANT ACCEPTS THE NEW RENTAL AGREEMENT, THE TENANT HAS THIRTY DAYS TO OCCUPY THE RESIDENTIAL PREMISES UNLESS THE PARTIES MUTUALLY AGREE ON AN EXTENDED TIMELINE IN WRITING.".

Page 11, lines 12 and 13, strike "THE REQUIREMENTS" and substitute "ALL REQUIRED REMEDIAL ACTION".

Senator Hinrichsen moved to stike lines 5-9 of L.057 to HB-1098. The motion was adopted.

Amendment No. 3(L.057), by Senator Hinrichsen.

Amend reengrossed bill, page 14, lines 14 and 15, strike "IF, AT THE END OF A LEASE PERIOD, THE" and substitute "IF A".

Page 15, strike line 24 and substitute "13-40-104 (1)(d).".

Page 18, line 26, after "TENANT" insert "OR LESSEE".

~~Page 18, line 27, strike "THAT IS DISTURBING OTHERS OR CAUSING" and substitute "THAT ON OR NEAR THE RESIDENTIAL PREMISES IS DISTURBING OTHERS, OR THAT COULD REASONABLY BE DEEMED HARASSMENT AS DEFINED IN SECTION 18-9-111, OR THAT POSES A SUBSTANTIAL RISK TO THE HEALTH OR SAFETY OF OTHERS, OR THAT CAUSES".~~

Page 19, line 3, after "PROPERTY, OR" insert "OF OTHERS WHO RESIDE IN AN IMMEDIATELY ADJACENT PROPERTY, OR OF".

Page 19, line 4, after "OR" insert "THE TENANT OR LESSEE".

Amendment No. 4(L.028), by Senator Lundeen.

Amend reengrossed bill, page 3, after line 18 insert:

"(4) "FAMILY MEMBER" HAS THE MEANING SET FORTH IN SECTION 8-13.3-503 (11).".

Renumber succeeding subsections accordingly.

Page 11, lines 21 through 23, strike "SPOUSE, DOMESTIC PARTNER, CHILD, STEPCHILD, PARENT, STEPPARENT, GRANDPARENT, OR GRANDCHILD" and substitute "FAMILY MEMBER".

Page 11, line 27, strike "SPOUSE, DOMESTIC".

Page 12, lines 1 and 2, strike "PARTNER, CHILD, STEPCHILD, PARENT, STEPPARENT, GRANDPARENT, OR GRANDCHILD" and substitute "FAMILY MEMBER".

Page 12, lines 12 through 14, strike "SPOUSE, DOMESTIC PARTNER, CHILD, STEPCHILD, PARENT, STEPPARENT, GRANDPARENT, OR GRANDCHILD" and substitute "FAMILY MEMBER".

Page 12, lines 16 and 17, strike "SPOUSE, DOMESTIC PARTNER, CHILD,

STEPCHILD, PARENT, STEPPARENT, GRANDPARENT, OR GRANDCHILD" and substitute "FAMILY MEMBER".

Page 12, lines 19 through 21, strike "SPOUSE, DOMESTIC PARTNER, CHILD, STEPCHILD, PARENT, STEPPARENT, GRANDPARENT, OR GRANDCHILD" and substitute "FAMILY MEMBER".

Page 13, lines 4 through 6, strike "SPOUSE, DOMESTIC PARTNER, CHILD, STEPCHILD, PARENT, STEPPARENT, GRANDPARENT, OR GRANDCHILD" and substitute "FAMILY MEMBER".

Amendment No. 5(L.062), by Senator Smallwood.

Amend reengrossed bill, page 8, line 24, strike "OTHER".

Page 19, lines 1 through 3, strike "LANDLORD, IF THE LANDLORD LIVES IN THE SAME OR AN IMMEDIATELY ADJACENT PROPERTY," and substitute "LANDLORD".

Page 19, lines 10 and 11, strike "LANDLORD, IF THE LANDLORD LIVES IN THE SAME OR IMMEDIATELY ADJACENT PROPERTY," and substitute "LANDLORD".

Amendment No. 6(L.064), by Senator Gonzales.

Amend reengrossed bill, page 11, line 20, strike "PRIMARY".

Page 11, line 21, strike "PRIMARY".

Page 12, line 10, strike "AND".

Page 12, strike lines 14 through 22 and substitute:

"GRANDPARENT, OR GRANDCHILD IN THE SAME BUILDING; AND

(D) THE LANDLORD DOES NOT LIST THE RESIDENTIAL PREMISES FOR A LONG-TERM OR SHORT-TERM RENTAL FOR AT LEAST NINETY DAYS AFTER THE DATE THE TENANT IS REQUIRED TO VACATE.".

Amendment No. 7(L.066), by Senator Hinrichsen.

Amend reengrossed bill, page 13, line 14, after "TOWNHOME," insert "A DUPLEX, TRIPLEX,".

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.)

**HB24-1241** by Representative(s) Epps and Mabrey; also Senator(s) Rodriguez--Concerning aligning the threshold for a comparable municipal offense to a state-level petty property crime for purposes of prohibiting a monetary condition of release.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1102** by Representative(s) deGruy Kennedy and Soper; also Senator(s) Exum--Concerning requirements for individuals appointed to serve in certain independent agencies of the judicial department.

Ordered revised and placed on the calendar for third reading and final passage.

**SB24-106** by Senator(s) Zenzinger and Coleman, Buckner, Gardner, Ginal, Kirkmeyer, Liston, Mullica, Pelton R., Roberts, Simpson, Will; also Representative(s) Bird, Bradfield, Clifford, Frizell, Lindstedt, Lynch, Pugliese, Snyder, Taggart, Wilson, Winter T.--Concerning legal actions based on claimed defects in construction projects.

Laid over until Monday, April 1, retaining its place on the calendar.

**HB24-1267** by Representative(s) Jodeh and Bacon; also Senator(s) Coleman and Hansen--Concerning requiring a metropolitan district engaging in covenant enforcement activities to comply with certain policies related to covenant enforcement.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1058** by Representative(s) Kipp and Soper; also Senator(s) Baisley and Priola--Concerning protecting the privacy of individuals' biological data, and, in connection therewith, protecting the privacy of neural data and expanding the scope of the "Colorado Privacy Act" accordingly.

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

**HB24-1098** by Representative(s) Mabrey and Duran, Bacon, Brown, deGruy Kennedy, Epps, Garcia, Hernandez, Herod, Jodeh, Joseph, Lieder, Lindsay, Lindstedt, Martinez, Mauro, Ortiz, Parenti, Ricks, Rutinel, Sirota, Story, Titone, Velasco, Vigil, Weissman, Willford; also Senator(s) Gonzales and Hinrichsen--Concerning protections for residential tenants, and, in connection therewith, requiring cause for the eviction of a residential tenant.

Senator Gonzales moved to amend the Report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.062) to HB24-1098, did not pass.

> Amend reengrossed bill, page 8, line 24, strike "other".
>
> Page 19, lines 1 through 3, strike "landlord, if the landlord lives in the same or an immediately adjacent property," and substitute "landlord".
>
> Page 19, lines 10 and 11, strike "landlord, if the landlord lives in the same or immediately adjacent property," and substitute "landlord".

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 | 19 | NO | 16 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | N | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | N | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | N |
| Fields | Y | Liston | N | Roberts | N | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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At the order of the President, Senators Bridges and Danielson were excused from the current roll call.

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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.042) to HB24-1098, did pass.

> Amend reengrossed bill, page 7, line 15, after "only" insert "when a tenant's rental agreement has expired and the tenant continues to occupy the residential premises and".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 13 | NO | 20 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | N | Simpson | Y |
| Bridges | E | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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Senator Lundeen moved to amend the Report of the Committee of the Whole to show that HB24-1098, as amended, did not 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:

| YES | 15 | NO | 18 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | N | Simpson | Y |
| Bridges | E | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | Y | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | Y | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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Senator Lundeen moved to amend the Report of the Committee of the Whole to show that the following Mullica floor amendment, (L.033) to HB24-1098, did pass.

Amend reengrossed bill, strike everything below the enacting clause and substitute:

"**SECTION 1.** In Colorado Revised Statutes, 38-12-509, **amend** (1)(b)(III) and (1)(b)(IV); and **add** (1)(b)(V) as follows:

**38-12-509. Prohibition on retaliation.** (1) (b) Prohibited retaliation includes:

(III) Bringing or threatening to bring an action for possession; ~~or~~

(IV) Taking action that in any manner intimidates, threatens, discriminates against, or retaliates against a tenant; OR

(V) REFUSING TO RENEW A TENANT'S RENTAL AGREEMENT UPON THE EXPIRATION OF THE RENTAL AGREEMENT.

**SECTION 2.** In Colorado Revised Statutes, 24-34-502, **amend** (1)(a)(I) as follows:

**24-34-502. Unfair housing practices prohibited - definition.** (1) It is an unfair housing practice, unlawful, and prohibited:

(a) (I) For any person to refuse to show, sell, transfer, rent, ~~or~~ lease, OR RENEW A RENTAL AGREEMENT FOR any housing; refuse to receive and transmit any bona fide offer to buy, sell, rent, ~~or~~ lease, OR RENEW A RENTAL AGREEMENT FOR any housing; or otherwise make unavailable or deny or withhold from an individual any housing because of disability, race, creed, color, sex, sexual orientation, gender identity, gender expression, marital status, familial status, veteran or military status, religion, national origin, or ancestry; to discriminate against an individual because of disability, race, creed, color, sex, sexual orientation, gender identity, gender expression,

marital status, familial status, veteran or military status, religion, national origin, or ancestry in the terms, conditions, or privileges pertaining to any housing or the transfer, sale, rental, or lease of OR RENEWAL OF A RENTAL AGREEMENT FOR housing or in furnishing facilities or services in connection with housing; or to cause to be made any written or oral inquiry or record concerning the disability, race, creed, color, sex, sexual orientation, gender identity, gender expression, marital status, familial status, veteran or military status, religion, national origin, or ancestry of an individual seeking to purchase, rent, ~~or~~ lease, OR RENEW A RENTAL AGREEMENT FOR any housing; however, nothing in this subsection (1)(a) requires a dwelling to be made available to an individual whose tenancy would constitute a direct threat to the health or safety of other individuals or whose tenancy would result in substantial physical damage to the property of others;

**SECTION 3.** In Colorado Revised Statutes, **add** part 13 to article 12 of title 38 as follows:

PART 13

NOTICE OF NONRENEWAL OF RENTAL AGREEMENT

**38-12-1301. Notice of nonrenewal of rental agreement required - tenant renewal option - definition.** (1) A LANDLORD SHALL PROVIDE A TENANT PROPER SERVICE OF A WRITTEN NOTICE OF THE NONRENEWAL OF A RENTAL AGREEMENT AT LEAST ONE HUNDRED TWENTY DAYS BEFORE THE TERMINATION OF THE RENTAL AGREEMENT. THE WRITTEN NOTICE MUST INCLUDE THE DATE BY WHICH THE TENANT MUST VACATE THE PREMISES, WHICH DATE MUST BE AT LEAST ONE HUNDRED TWENTY DAYS AFTER THE DATE UPON WHICH THE LANDLORD PROVIDES THE WRITTEN NOTICE TO THE TENANT.

(2) IF A LANDLORD FAILS TO PROVIDE A TENANT NOTICE OF THE LANDLORD'S INTENT TO NOT RENEW THE TENANT'S RENTAL AGREEMENT AT LEAST ONE HUNDRED TWENTY DAYS BEFORE THE TERMINATION OF THE RENTAL AGREEMENT AS DESCRIBED IN SUBSECTION (1) OF THIS SECTION, THE LANDLORD SHALL PAY THE TENANT THE AMOUNT OF ONE MONTH'S RENT UNDER THE RENTAL AGREEMENT AND ANY REMAINING DEPOSIT PAID BY THE TENANT AND HELD BY THE LANDLORD.

(3) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "RENTAL AGREEMENT" MEANS A RENTAL AGREEMENT, AS DEFINED IN SECTION 38-12-502 (7), THAT IS AT LEAST ONE YEAR IN LENGTH.

**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 2024 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".

Page 1, line 101, strike "**TENANTS, AND, IN**" and substitute "**TENANTS.**".

Page 1, strike lines 102 and 103.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 16 | NO | 17 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | N | Simpson | Y |
| Bridges | E | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | Y | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | Y |
| Fields | N | Liston | Y | Roberts | Y | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

Senator Smallwood moved to amend the Report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.062) to HB24-1098, did not pass.

Amend reengrossed bill, page 8, line 24, strike "other".

Page 19, lines 1 through 3, strike "landlord, if the landlord lives in the same or an immediately adjacent property," and substitute "landlord".

Page 19, lines 10 and 11, strike "landlord, if the landlord lives in the same or immediately adjacent property," and substitute "landlord".

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 | 15 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | N | Marchman | Y | Simpson | N |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | N | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | E | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | N | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

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## 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 | 21 | NO | 12 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | E | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1098 as amended, HB24-1241, HB24-1102, HB24-1267, HB24-1058.
Laid over until Monday, April 1: SB24-106.

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## CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

On motion of Majority Leader Rodriguez, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

effective July 2, 2023, for a term expiring July 1, 2027:

Lisandra Gonzales of Thornton, Colorado, to serve as a representative of the Eighth Congressional District, reappointed.

| YES | 32 | NO | 1 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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MEMBERS OF THE
COLORADO HEALTH FACILITIES AUTHORITY BOARD OF DIRECTORS

effective July 1, 2023, for terms expiring June 30, 2027:

Jason Portz of Durango, Colorado, reappointed;

Brian Turner of Canon City, Colorado, appointed.

| YES | 32 | NO | 1 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SJR24-010.

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## MESSAGE FROM THE HOUSE

March 25, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1010, HB24-1176, HB24-1151, HB24-1334, HB24-1341, HB24-1244, HB24-1254, HB24-1005, and HB24-1348, amended as printed in House Journal, March 22, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1285.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB24-035, SB24-138, SB24-099, SB24-087, amended as printed in House Journal, March 22, 2024.

The House has passed on Third Reading and returns herewith SB24-148, SB24-017, SB24-056, SB24-155, SB24-021, and SB24-071.

The House has voted to concur in the Senate amendments to HB24-1012, HB24-1044, HB24-1291, HB24-1122, and HB24-1143 and has repassed the bills as so amended.

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## MESSAGE FROM THE REVISOR OF STATUTES

March 25, 2024
We herewith transmit:

Without comment, HB24-1285.
Without comment, as amended, HB24-1005, 1010, 1151, 1176, 1244, 1254, 1334, 1341, and 1348.
Without comment, as amended, SB24-035, 087, 099, and 138.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-189** by Senator(s) Fields and Hansen; also Representative(s) Weissman--Concerning gender-related changes to crimes that involve bias.
Judiciary

**HB24-1021** by Representative(s) Lindsay; also Senator(s) Winter F.--Concerning the training of individuals to drive motor vehicles.
Transportation & Energy

**HB24-1324** by Representative(s) Clifford; also Senator(s) Liston--Concerning the attorney general's oversight of restrictive employment agreements.
Business, Labor, & Technology

**HB24-1329** by Representative(s) Bird and Lindstedt, Frizell, Lieder, Ricks; also Senator(s) Marchman--Concerning the continuation of the state board of licensure for architects, professional engineers, and professional land surveyors, and, in connection therewith, implementing the recommendations contained in the 2023 sunset report by the department of regulatory agencies.
Business, Labor, & Technology

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## MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

March 18, 2024

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 GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

for a term expiring December 31, 2026:

Dominic DiSanti of Pueblo, Colorado, to serve as a member with experience in production agriculture who resides in Southern Colorado, occasioned by the resignation of Armando Valdez of La Jara, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor
Rec'd: 3/18/24
Ryan Breitweiser, Journal Clerk

Committee on Education

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Tuesday, March 26, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

77th Legislative Day — Tuesday, March 26, 2024

Prayer — By President *pro tem* Coleman.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--32
Excused--3, Buckner, Marchman, Simpson
Present later--2, Buckner, Marchman

Quorum — The President announced a quorum present.

Pledge — By Senator Exum.

Approval of the Journal — On motion of Senator Van Winkle, the Journal of Monday, March 25, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-189.
**Correctly Engrossed:** SB24-172.
**Correctly Reengrossed:** SB24-081.
**Correctly Revised:** HB24-1058, 1072, 1098, 1100, 1102, 1104, 1241, and 1267.
**Correctly Rerevised:** HB24-1033, 1056, 1062, and 1081.
**Correctly Enrolled:** SB24-074; SJR24-010.

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## COMMITTEE OF REFERENCE REPORTS

Judiciary — After consideration on the merits, the Committee recommends that **HB24-1225** 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 **HCR24-1002** be referred to the Committee of the Whole with favorable recommendation.

Judiciary — After consideration on the merits, the Committee recommends that **HB24-1248** be referred to the Committee of the Whole with favorable recommendation.

Education — After consideration on the merits, the Committee recommends that **HB24-1136** be referred to the Committee on Appropriations with favorable recommendation.

Education — After consideration on the merits, the Committee recommends that **HB24-1039** 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, **add** 22-1-144 as follows:

**22-1-144. Use of a student's chosen name - definitions.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "CHOSEN NAME" MEANS ANY NAME THAT A STUDENT REQUESTS TO BE KNOWN AS THAT DIFFERS FROM THE STUDENT'S LEGAL NAME, TO REFLECT THE STUDENT'S GENDER IDENTITY.

(b) "GENDER IDENTITY" MEANS AN INDIVIDUAL'S INNATE SENSE OF THE INDIVIDUAL'S OWN GENDER, WHICH MAY OR MAY NOT CORRESPOND WITH THE INDIVIDUAL'S SEX ASSIGNED AT BIRTH.

(c) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE 22, A CHARTER SCHOOL AUTHORIZED BY THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE 22, OR A BOARD OF COOPERATIVE SERVICES CREATED AND OPERATING PURSUANT TO ARTICLE 5 OF THIS TITLE 22 THAT OPERATES ONE OR MORE PUBLIC SCHOOLS.

(d) "PUBLIC SCHOOL" MEANS AN ELEMENTARY SCHOOL, MIDDLE SCHOOL, JUNIOR HIGH SCHOOL, HIGH SCHOOL, OR DISTRICT CHARTER SCHOOL OF A SCHOOL DISTRICT THAT ENROLLS STUDENTS IN ANY OF GRADES KINDERGARTEN THROUGH TWELVE OR AN INSTITUTE CHARTER SCHOOL THAT ENROLLS STUDENTS IN ANY OF GRADES KINDERGARTEN THROUGH TWELVE.

(2) A PUBLIC SCHOOL SHALL ADDRESS A STUDENT BY THE STUDENT'S CHOSEN NAME AND USE THE STUDENT'S CHOSEN NAME IN SCHOOL AND DURING EXTRACURRICULAR ACTIVITIES.

(3) KNOWINGLY OR INTENTIONALLY USING A NAME OTHER THAN A STUDENT'S CHOSEN NAME IS DISCRIMINATORY.

(4) A STUDENT WHO IS SUBJECT TO DISCRIMINATION PURSUANT TO SUBSECTION (3) OF THIS SECTION MAY FILE A REPORT WITH THE PUBLIC SCHOOL IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 22-1-143 (2).

(5) A LOCAL EDUCATION PROVIDER SHALL IMPLEMENT A WRITTEN POLICY OUTLINING HOW THE LOCAL EDUCATION PROVIDER WILL HONOR A STUDENT'S REQUEST TO USE A CHOSEN NAME AND MAY INCLUDE A PROCESS FOR INCLUDING A STUDENT'S CHOSEN NAME ON SCHOOL RECORDS.

**SECTION 2.** In Colorado Revised Statutes, 22-1-143, **add** (1)(d)(IV) as follows:

**22-1-143. Harassment or discrimination - policy required - training and notification - definitions.** (1) As used in this section, unless the context otherwise requires:

(d) (IV) HARASSMENT OR DISCRIMINATION INCLUDES THE KNOWING OR INTENTIONAL USE OF A NAME OTHER THAN A STUDENT'S CHOSEN NAME, AS DEFINED IN SECTION 22-1-144 (1).

**SECTION 3.** In Colorado Revised Statutes, 22-2-117, **amend** (1)(b)(IX) and (1)(b)(X); and **add** (1)(b)(XI) as follows:

**22-2-117. Additional power - state board - waiver of requirements - rules.** (1) (b) The state board shall not waive any of the requirements specified in any of the following statutory provisions:

(IX) Any provisions of section 22-1-128 relating to comprehensive human sexuality education content requirements; ~~or~~

(X) Any provision of section 22-30.5-104 (3), 22-30.5-507 (3), 22-32-109 (1)(ll), 22-32-110 (1)(k), 22-38-104 (1)(d), or 22-63-206 (1) relating to discrimination based on hair texture, hair type, or a protective hairstyle that is commonly or historically associated with race; OR

(XI) ANY PROVISION OF SECTION 22-1-144 RELATING TO THE USE OF A STUDENT'S CHOSEN NAME, AS DEFINED IN SECTION 22-1-144 (1), IN A PUBLIC SCHOOL.

**SECTION 4.** In Colorado Revised Statutes, 22-30.5-104, **amend** (6)(c)(VIII); and **add** (6)(c)(X) as follows:

**22-30.5-104. Charter school - requirements - authority - rules - definitions.** (6) (c) A school district, on behalf of a charter school, may apply to the state board for a waiver of a state statute or state rule that is not an automatic waiver. Notwithstanding any provision of this subsection (6) to the contrary, the state board may not waive any statute or rule relating to:

(VIII) Section 22-33-106.1 concerning suspension and expulsion of students in preschool through second grade; ~~or~~

(X) ANY PROVISION OF SECTION 22-1-144 RELATING TO THE USE OF A STUDENT'S CHOSEN NAME, AS DEFINED IN SECTION 22-1-144 (1), IN A PUBLIC SCHOOL.

**SECTION 5.** In Colorado Revised Statutes, 22-30.5-507, **amend** (7)(b)(VIII); and **add** (7)(b)(X) as follows:

**22-30.5-507. Institute charter school - requirements - authority - rules - definitions.** (7) (b) An institute charter school may apply to the state board, through the institute, for a waiver of state statutes and state rules that are not automatic waivers. The state board may waive state statutory requirements or rules promulgated by the state board; except that the state board may not waive any statute or rule relating to:

(VIII) Section 22-33-106.1 concerning suspension and expulsion of students in preschool through second grade; ~~or~~

(X) ANY PROVISION OF SECTION 22-1-144 RELATING TO THE USE OF A STUDENT'S CHOSEN NAME, AS DEFINED IN SECTION 22-1-144 (1), IN A PUBLIC SCHOOL.

**SECTION 6. Safety clause.** The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions.".

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At the order of the President, Senator Marchman was added to the current roll call.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

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Senate in recess. Senate reconvened.

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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:

**SB24-172** by Senator(s) Pelton B., Ginal, Hinrichsen; also Representative(s) McLachlan--Concerning changing the phrase "industrial hemp product" to the phrase "hemp product" in the statutes that regulate marijuana.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Fields, Gonzales, and Priola.

**HB24-1104** by Representative(s) Snyder and Armagost; also Senator(s) Exum--Concerning protection of firefighters' personal information from publication on the internet.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Coleman, Cutter, Ginal, Gonzales, Hansen, Jaquez Lewis, Marchman, Michaelson Jenet, Mullica, Priola, Roberts, Sullivan, and Zenzinger.

**HB24-1072** by Representative(s) Bird and Frizell; also Senator(s) Kirkmeyer and Fields--Concerning increased evidentiary requirements in criminal proceedings for protection of victims of sexual assaults.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Exum, Fenberg, Gardner, Ginal, Gonzales, Jaquez Lewis, Kolker, Liston, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Roberts, Rodriguez, Smallwood, Will, Winter F., and Zenzinger.

**HB24-1100** by Representative(s) Vigil; also Senator(s) Jaquez Lewis--Concerning a requirement that a coroner be certified by the American board of medicolegal death investigators or the American board of pathology in forensic pathology.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 26 | NO | 7 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | E | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | N |
| Fields | Y | Liston | N | Roberts | N | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Gonzales, Priola, and Winter F.

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At the order of the President, Senator Buckner was added to the current roll call.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1098** by Representative(s) Mabrey and Duran, Bacon, Brown, deGruy Kennedy, Epps, Garcia, Hernandez, Herod, Jodeh, Joseph, Lieder, Lindsay, Lindstedt, Martinez, Mauro, Ortiz, Parenti, Ricks, Rutinel, Sirota, Story, Titone, Velasco, Vigil, Weissman, Willford; also Senator(s) Gonzales and Hinrichsen--Concerning protections for residential tenants, and, in connection therewith, requiring cause for the eviction of a residential tenant.

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.067) , by Senator Gonzales.

> Amend revised bill, page 5, line 12, strike "WORK THAT IS" and substitute "REPAIRS OR RENOVATIONS THAT ARE".

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 19 | NO | 15 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | N | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | N | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | N |
| Fields | Y | Liston | N | Roberts | N | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Jaquez Lewis, Michaelson Jenet, and Winter F.

**HB24-1241** by Representative(s) Epps and Mabrey; also Senator(s) Rodriguez--Concerning aligning the threshold for a comparable municipal offense to a state-level petty property crime for purposes of prohibiting a monetary condition of release.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 23 | NO | 11 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cutter, Exum, Michaelson Jenet, Priola, and Winter F.

**HB24-1102** by Representative(s) deGruy Kennedy and Soper; also Senator(s) Exum--Concerning requirements for individuals appointed to serve in certain independent agencies of the judicial department.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 23 | NO | 11 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | N | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Fields, Hinrichsen, and Priola.

**HB24-1267** by Representative(s) Jodeh and Bacon; also Senator(s) Coleman and Hansen--Concerning requiring a metropolitan district engaging in covenant enforcement activities to comply with certain policies related to covenant enforcement.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 27 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Cutter, Jaquez Lewis, Michaelson Jenet, and Priola.

**HB24-1058** by Representative(s) Kipp and Soper; also Senator(s) Baisley and Priola--Concerning protecting the privacy of individuals' biological data, and, in connection therewith, protecting the privacy of neural data and expanding the scope of the "Colorado Privacy Act" accordingly.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Exum, Gardner, Ginal, Marchman, Michaelson Jenet, Mullica, and Van Winkle.

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Committee of the Whole

On motion of Senator Michaelson Jenet, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Michaelson Jenet was called to act as Chair.

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## GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**HB24-1277** by Representative(s) Daugherty and Holtorf, Brown, Lieder, Young; also Senator(s) Gonzales--Concerning the continuation of the youth restraint and seclusion working group, and, in connection therewith, implementing the recommendation in the 2023 sunset report by the department of regulatory agencies.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1257** by Representative(s) Catlin and McLachlan, Lindsay, Lukens, Martinez, Marvin, McCormick, Story, Titone, Velasco; also Senator(s) Will--Concerning the continuation of the Colorado natural areas council, and, in connection therewith, implementing the recommendation in the 2023 sunset report by the department of regulatory agencies.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1097** by Representative(s) Taggart and Weissman; also Senator(s) Fields and Gardner--Concerning occupational credentialing for military families.

Ordered revised and placed on the calendar for third reading and final passage.

**SB24-177** by Senator(s) Mullica and Simpson, Hinrichsen; also Representative(s) Catlin and Story, Lindsay--Concerning the authority of history Colorado to dispose of its north storage facility.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 22, page(s) 560 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-178** by Senator(s) Hinrichsen and Simpson, Mullica; also Representative(s) Story and Lindsay, Catlin--Concerning the repeal of a duplicative requirement to maintain an inventory of nondeveloped state-owned real property.

Ordered engrossed and placed on the calendar for third reading and final passage.

**SB24-176** by Senator(s) Ginal and Hinrichsen; also Representative(s) Epps and McLachlan--Concerning updating the terminology that refers to an individual who is enrolled in the state medical assistance program.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. (Printed in Senate Journal, March 22, page(s) 560 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 Michaelson Jenet, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-177 as amended, SB24-178, SB24-176 as amended, HB24-1277, HB24-1257, HB24-1097.

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## CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

**SB24-035** by Senator(s) Pelton B. and Fields; also Representative(s) Winter T. and Duran--Concerning strengthening the enforcement of human trafficking for servitude.

Laid over until Wednesday, March 27, retaining its place on the calendar.

**SB24-087** by Senator(s) Mullica and Will; also Representative(s) Daugherty and Bradfield--Concerning the provision of a facility-provided topical medication to a patient for the continuity of the patient's treatment after a surgical procedure.

Senator Mullica moved that the Senate concur in House amendments to **SB24-087**, as printed in House journal, March 22, page(s) 829. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

**SB24-099** by Senator(s) Pelton R. and Marchman; also Representative(s) Winter T. and McLachlan--Concerning public employees' retirement association limitations on employment after retirement for a service retiree employed by a rural school.

Senator Pelton R. moved that the Senate concur in House amendments to **SB24-099**, as printed in House journal, March 22, page(s) 827. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 31 | NO | 3 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | N | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

(For further action, see Reconsideration of **SB24-099**.)

**SB24-138** by Senator(s) Simpson; also Representative(s) Martinez and Catlin--Concerning the modification of the salary categorization of locally elected officers in specified counties.

Laid over until Wednesday, March 27, retaining its place on the calendar.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**HB24-1010** by Representative(s) Jodeh and Soper, Hartsook; also Senator(s) Michaelson Jenet--Concerning limitations on drugs covered under an individual's health insurance policy that are administered by a provider in a setting other than a hospital, and, in connection therewith, making an appropriation.
Health & Human Services

**HB24-1151** by Representative(s) Ricks; also Senator(s) Exum--Concerning prohibiting certain consumer transactions that do not include all mandatory charges.
Business, Labor, & Technology

**HB24-1176** by Representative(s) Hamrick and Jodeh, Clifford, Froelich, Lindsay, Ricks, Weissman; also Senator(s) Buckner and Fields, Kolker, Michaelson Jenet, Sullivan--Concerning expanding the behavioral health-care continuum gap grant program to include a community investment grant for a new capital construction project.
Health & Human Services

**HB24-1244** by Representative(s) Winter T. and Snyder; also Senator(s) Michaelson Jenet and Gardner--Concerning the circumstances under which an autopsy report prepared in connection with the death of a minor may be released to certain parties.
Judiciary

**HB24-1285** by Representative(s) Hamrick; also Senator(s) Marchman and Gardner--Concerning preventing bullying in public schools based on student physical appearance.
Education

**HB24-1341** by Representative(s) Marvin and Willford; also Senator(s) Cutter--Concerning the state idling standard, and, in connection therewith, authorizing a local government to enact a resolution or ordinance concerning idling that is at least as stringent as, but not less stringent than, the state standard.
Transportation & Energy

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## MESSAGE FROM THE GOVERNOR

Appointment

A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

March 15, 2024

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
GROUND WATER COMMISSION

effective May 2, 2024, for terms expiring May 1, 2028:

James M. Noble of Denver, Colorado, to serve as a representative of municipal or industrial users, reappointed;

Timothy Pautler of Stratton, Colorado, a resident agriculturist from the Northern High Plains Basin, reappointed;

David Payne of Fruita, Colorado, to serve as a representative of Western Slope municipal or industrial users, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 3/18/24
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resouces

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## RECONSIDERATION OF SB24-099

**SB24-099** by Senator(s) Pelton R. and Marchman; also Representative(s) Winter T. and McLachlan--Concerning public employees' retirement association limitations on employment after retirement for a service retiree employed by a rural school.

Having voted on the prevailing side, Majority Leader Rodriguez moved for reconsideration of the last Senate action, Repassage, on **SB24-099**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

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## CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS (cont'd)

**SB24-099** by Senator(s) Pelton R. and Marchman; also Representative(s) Winter T. and McLachlan--Concerning public employees' retirement association limitations on employment after retirement for a service retiree employed by a rural school.

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 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | E |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | N | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | N | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, March 27, 2024.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

78th Legislative Day — Wednesday, March 27, 2024

Prayer — By Senator Gonzales.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--32
Excused--3, Bridges, Mullica, Priola
Present later--2, Mullica, Priola

Quorum — The President announced a quorum present.

Pledge — By Senator Exum.

Approval of the Journal — On motion of Senator Van Winkle, the Journal of Tuesday, March 26, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Engrossed:** SB24-176, 177, and 178.
**Correctly Reengrossed:** SB24-172.
**Correctly Revised:** HB24-1097, 1257, and 1277.
**Correctly Rerevised:** HB24-1058, 1072, 1098, 1100, 1102, 1104, 1241, and 1267.
**Correctly Enrolled:** SB24-017, 021, 056, 071, 087, 099, 148, and 155.

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At the order of the President, Senator Mullica was added to the current roll call.

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## COMMITTEE OF REFERENCE REPORTS

Local Government & Housing — After consideration on the merits, the Committee recommends that **HB24-1259** be referred to the Committee of the Whole with favorable recommendation.

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## MESSAGE FROM THE HOUSE

March 26, 2024
Mr. President:

The House has voted to concur in the Senate amendments to HB24-1033 and HB24-1081 and has repassed the bills as so amended.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**HB24-1005** by Representative(s) deGruy Kennedy and Ortiz; also Senator(s) Roberts and Fields--Concerning contract requirements between primary care providers and other health-care organizations.
Health & Human Services

**HB24-1254** by Representative(s) Hamrick and Bradley, Lieder, Young; also Senator(s) Smallwood and Roberts--Concerning the continuation of the regulation of nontransplant tissue banks, and, in connection therewith, implementing recommendations contained in the 2023 sunset report by the department of regulatory agencies.
Health & Human Services

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## COMMITTEE OF REFERENCE REPORTS (cont'd)

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB24-173** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, line 3, before "(7)," insert "(1),".

Page 3, strike lines 7 through 10 and substitute:

"(1) ~~"Alternative container" means a nonmetal receptacle or enclosure, without ornamentation or a fixed interior lining, that is designed for the encasement of human remains and is made of fiberboard, pressed wood, composition materials, or other similar materials~~ "ACCREDITED MORTUARY SCIENCE SCHOOL" MEANS A MORTUARY SCIENCE SCHOOL THAT THE DIRECTOR DETERMINES QUALIFIES AN INDIVIDUAL FOR LICENSURE UNDER SECTION 12-135-602, 12-135-702, OR 12-135-802.

(1.5) "ALTERNATIVE CONTAINER" MEANS A NONMETAL RECEPTACLE OR ENCLOSURE, WITHOUT ORNAMENTATION OR A FIXED INTERIOR LINING, THAT IS DESIGNED FOR THE ENCASEMENT OF HUMAN REMAINS AND IS MADE OF FIBERBOARD, PRESSED WOOD, COMPOSITION MATERIALS, OR OTHER SIMILAR MATERIALS.".

Page 3, line 13, strike "12-125-901" and substitute "12-135-901".

Page 4, line 1, strike "12-125-801." and substitute "12-135-801.".

Page 4, line 3, strike "12-125-601." and substitute "12-135-601.".

Page 4, line 10, strike "12-125-701." and substitute "12-135-701.".

Page 4, line 23, strike "12-125-901" and substitute "12-135-901".

Page 5, strike lines 21 through 25 and substitute:

"(2) THE DIRECTOR MAY PROMULGATE RULES TO ESTABLISH APPLICATION PROCEDURES AND FORMS FOR ISSUING AND RENEWING A LICENSE.".

Page 6, strike lines 1 through 4 and substitute

"(I) SUBMIT TO THE DIRECTOR AN APPLICATION IN THE FORM AND MANNER SPECIFIED BY AND AN APPLICATION FEE IN AN AMOUNT DETERMINED BY THE DIRECTOR UNDER SECTION 12-20-105;".

Page 6, lines 16 and 17, strike "SUSPENSION OR REVOCATION OF" and substitute "SUSPENSION OF, REVOCATION OF, OR ADVERSE ACTION AGAINST".

Page 6, line 21, strike "SUSPENSION OR REVOCATION" and substitute "SUSPENSION, REVOCATION, OR ADVERSE ACTION".

Page 7, line 18, strike "SIX THOUSAND FIVE HUNDRED" and substitute "FOUR THOUSAND".

Page 7, line 23, strike "SERVED AN APPRENTICESHIP," and substitute "RECEIVED WORKPLACE LEARNING EXPERIENCE,".

Page 7, line 24, strike "SERVED" and substitute "RECEIVED".

Page 7, line 25, strike "WHILE ATTENDING MORTUARY SCIENCE SCHOOL;" and substitute "WITH THE HOURS DESCRIBED IN SUBSECTION (4)(b)(I) OF THIS SECTION;".

Page 10, line 15, after "24-5-101," insert "A LICENSEE OR".

Page 10, line 16, before "APPLICANT" insert "LICENSEE OR".

Page 10, line 17, strike "OR PLEAD NOLO CONTENDERE TO:" and substitute "PLEAD NOLO CONTENDERE TO, OR RECEIVED A DEFERRED SENTENCE FOR:".

Page 10, line 19, strike "APPRENTICING" and substitute "HAVING A WORKPLACE LEARNING EXPERIENCE".

Page 11, lines 6 and 7, strike "DISQUALIFYING AN APPLICANT FOR A LICENSE" and substitute "DISQUALIFYING CRIMINAL HISTORY".

Page 12, line 15, strike "12;" and substitute "12 WHEN PRACTICING WITHIN THE SCOPE OF THE INDIVIDUAL'S LICENSE;".

Page 12, line 16, strike "AND".

Page 12, line 17, strike "COUNSELORS." and substitute "COUNSELORS; AND

(f) AN INDIVIDUAL WHO COORDINATES FUNERAL CEREMONIES BUT DOES NOT:

(I) PREPARE HUMAN REMAINS FOR BURIAL, EMBALMING, CREMATION, OR NATURAL REDUCTION;

(II) OVERSEE FUNERAL HOME OR CREMATORY OPERATIONS, INCLUDING FINANCIAL OR CONTRACT FUNCTIONS; OR

(III) PERFORM ANY DUTIES THAT REQUIRE LICENSURE UNDER THIS ARTICLE 135.".

Page 16, strike lines 4 through 13.

Page 17, strike lines 22 through 26 and substitute:

"(g) (I) A DISQUALIFYING CRIMINAL HISTORY AS DESCRIBED IN SECTION 12-135-503.".

Page 20, line 27, strike "CREMAINS" and substitute "CREMATED REMAINS".

Page 21, line 5, strike "CREMAINS" and substitute "CREMATED REMAINS".

Page 25, line 9, strike "SERVED AN APPRENTICESHIP," and substitute "RECEIVED WORKPLACE LEARNING EXPERIENCE,".

Page 25, line 10, strike "SERVED" and substitute "RECEIVED".

Page 26, line 19, strike "SERVED AN APPRENTICESHIP," and substitute "RECEIVED WORKPLACE LEARNING EXPERIENCE,".

Page 26, line 20, strike "SERVED" and substitute "RECEIVED".

Page 28, line 9, strike "SERVED AN APPRENTICESHIP," and substitute "RECEIVED WORKPLACE LEARNING EXPERIENCE,".

Page 28, line 10, strike "SERVED" and substitute "RECEIVED".

Page 29, line 18, after "ASSOCIATION," insert "THE NATIONAL FUNERAL DIRECTORS ASSOCIATION,".

Page 29, line 25, after "ASSOCIATION," insert "THE NATIONAL FUNERAL DIRECTORS ASSOCIATION,".

Page 30, strike lines 23 through 26 and substitute:

"(e) Not be designated for more than one funeral establishment; ~~unless the additional establishment is operated under common ownership and management and no funeral establishment is more than sixty miles from another establishment held under the same ownership conditions.~~".

Page 31, line 1, strike "BE" and substitute "ON OR AFTER JANUARY 1, 2026, BE".

Page 31, line 3, strike "BE" and substitute "ON OR AFTER JANUARY 1, 2026, BE".

Page 32, strike lines 20 through 22 and substitute "THE REGISTRANT, or the designee ~~thereof~~ OF A REGISTRANT has ~~been convicted of a felony related to another activity regulated under this article 135 or a felony of moral turpitude~~ A DISQUALIFYING CRIMINAL HISTORY AS DESCRIBED IN SECTION 12-135-503. The director shall promptly notify the ~~funeral~~".

Page 33, strike lines 24 and 25 and substitute "implement this ~~section, sections 12-135-110, 12-135-111, 12-135-303, and 12-135-304, and this part 4.~~".

Strike "APPROVED" and substitute "ACCREDITED" on: **Page 25**, line 3; **Page 26**, line 12; **Page 28**, line 3.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB24-1011** 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, line 21, strike "MORTGAGE." and substitute "MORTGAGE UNLESS:

(I) THE PROPERTY IS AN AFFORDABLE RESIDENTIAL RENTAL PROPERTY THAT IS SUBJECT TO RENT OR INCOME RESTRICTIONS AS REQUIRED BY FEDERAL, STATE, LOCAL, OR POLITICAL SUBDIVISION PROGRAM REQUIREMENTS; AND

(II) THE INSURANCE PROCEEDS IN EXCESS OF THE REMAINING AMOUNT THAT THE BORROWER OWES ON THE MORTGAGE ARE NECESSARY TO RETURN THE PROPERTY TO THE SAME CONDITION IN WHICH THE PROPERTY EXISTED PRIOR TO THE DAMAGE OR DESTRUCTION.".

Page 6, line 24, strike "BORROWER." and substitute "BORROWER AS REQUIRED BY THIS SECTION.".

Page 7, strike line 22 and substitute "FEDERAL RULES, REGULATIONS, AND REQUIREMENTS.".

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB24-169** 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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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

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Senate in recess. Senate reconvened.

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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:

**HB24-1277** by Representative(s) Daugherty and Holtorf, Brown, Lieder, Young; also Senator(s) **Gonzales**--Concerning the continuation of the youth restraint and seclusion working group, and, in connection therewith, implementing the recommendation in the 2023 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 | 27 | NO | 6 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | E | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Marchman.

**HB24-1257** by Representative(s) Catlin and McLachlan, Lindsay, Lukens, Martinez, Marvin, McCormick, Story, Titone, Velasco; also Senator(s) **Will**--Concerning the continuation of the Colorado natural areas council, and, in connection therewith, implementing the recommendation in the 2023 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 | 30 | NO | 3 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | E | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

**HB24-1097** by Representative(s) Taggart and Weissman; also Senator(s) **Fields and Gardner**--Concerning occupational credentialing for military families.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | E | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Buckner, Coleman, Cutter, Exum, Ginal, Hinrichsen, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

**SB24-177** by Senator(s) **Mullica and Simpson**, Hinrichsen; also Representative(s) Catlin and Story, Lindsay--Concerning the authority of history Colorado to dispose of its north storage facility.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | E | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

**SB24-178** by Senator(s) **Hinrichsen and Simpson**, Mullica; also Representative(s) Story and Lindsay, Catlin--Concerning the repeal of a duplicative requirement to maintain an inventory of nondeveloped state-owned real property.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | E | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Zenzinger.

**SB24-176** by Senator(s) **Ginal and Hinrichsen**; also Representative(s) Epps and McLachlan--Concerning updating the terminology that refers to an individual who is enrolled in the state medical assistance 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 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | E | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Michaelson Jenet, Smallwood, and Winter F.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (**SCR24-001**) of Wednesday, March 27 was laid over until Thursday, April 4, retaining its place on the calendar.

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At the order of the President, Senator Priola was added to the current roll call.

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On motion of Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, **HB24-1225** was made Special Orders at 9:40 a.m.

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Committee of the Whole

The hour of 9:40 a.m. having arrived, Senator Kolker 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 Kolker was called to act as Chair.

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## 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:

**HB24-1225** by Representative(s) Duran and Lynch; also Senator(s) Fields and Gardner--Concerning procedures in murder in the first degree cases, and, in connection therewith, an exception to the right to bail for cases of murder in the first degree when proof is evident or presumption is great.

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 Kolker, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1225.

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On motion of Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, **HCR24-1002** and **HB24-1248** were made Special Orders at 9:44 a.m.

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Committee of the Whole

The hour of 9:44 a.m. having arrived, Senator Kolker moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Kolker was called to act as Chair.

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## SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**HCR24-1002** by Representative(s) Duran and Lynch; also Senator(s) Fields and Gardner--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning creating an exception to the right to bail for cases of murder in the first degree when proof is evident or presumption is great.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1248** by Representative(s) Snyder and Soper; also Senator(s) Gardner--Concerning the "Uniform Non-Testamentary Electronic Estate Planning Documents 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 -- SPECIAL ORDERS

On motion of Senator Kolker, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HCR24-1002, HB24-1248.

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## CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

**SB24-035** by Senator(s) **Pelton B. and Fields**; also Representative(s) Winter T. and Duran--Concerning strengthening the enforcement of human trafficking for servitude.

Senator Pelton, B. moved that the Senate concur in House amendments to **SB24-035**, as printed in House journal, March 22, page(s) 817.

On a substitute motion, Senator Roberts moved that the Senate not concur in House amendments to **SB24-035**, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the substitute motion was **adopted** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

**SB24-138** by Senator(s) **Simpson**; also Representative(s) Martinez and Catlin--Concerning the modification of the salary categorization of locally elected officers in specified counties.

Senator Simpson moved that the Senate concur in House amendments to **SB24-138**, as printed in House journal, March 22, page(s) 820. The motion was **adopted** by the following roll call vote:

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Exum and Priola.

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## INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

**SR24-004** by Senator(s) Cutter and Fields; –Concerning the effort to acknowledge and enshrine in the Constitution the rights of women in the United States.

Laid over until Thursday, March 28.

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Thursday, March 28, 2024.

Approved:

James Coleman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

79th Legislative Day — Thursday, March 28, 2024

Prayer — By the chaplain, Rabbi Eliot J. Baskin, Shalom Park, Aurora.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--32
Excused--3, Bridges, Fields, Marchman
Present later--3, Bridges, Fields, Marchman

Quorum — The President announced a quorum present.

Pledge — By Senator Exum.

Approval of the Journal — On motion of Senator Van Winkle, the Journal of Wednesday, March 27, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SR24-004.
**Correctly Reengrossed:** SB24-176, 177, and 178.
**Correctly Revised:** HB24-1225 and 1248; HCR24-1002.
**Correctly Rerevised:** HB24-1097, 1257, and 1277.
**Correctly Enrolled:** SB24-138.

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## COMMITTEE OF REFERENCE REPORTS

Agriculture & Natural Resources — After consideration on the merits, the Committee recommends that **SB24-038** be postponed indefinitely.

Agriculture & Natural Resources — After consideration on the merits, the Committee recommends that **HB24-1309** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Trans-portation & Energy — After consideration on the merits, the Committee recommends that **SB24-184** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 4, line 20, strike "Rental cars" and substitute "All rental cars, regardless of where they are rented, use public highways and" and strike "highways," and substitute "highway systems,".

Page 5, line 5, strike "encounter." and substitute "encounter throughout the state. A generally applicable fee on short-term vehicle rentals would equitably support investment in such offsets to reduce congestion on the public highway system.".

Page 7, line 3, strike "fulfill" and substitute "advance".

Page 7, after line 13 insert:

"(o) As Colorado continues to invest in smart, dense transit-oriented development, it needs high-capacity mass transit to help meet the travel demands of residents, and density itself supports the implementation of mass transit because higher levels of density and transit service are strongly correlated with a reduction in vehicle miles traveled and general car use, which helps increase affordability for residents;".

Reletter succeeding paragraphs accordingly.

Page 7, line 19, after "rail." insert "As freight traffic volumes, types, and commodities shift and change, we have an opportunity to partner with the freight rail system for dual use of existing freight rail lines to include northern rocky mountain passenger rail service.".

Page 8, after line 14 insert:

"(r) In addition to the proposed future passenger rail service for the northern Rocky Mountains, there are multiple other underutilized or abandoned freight rail rights-of-way that could be repurposed for passenger rail service to connect mountain communities with the front range, and the state should continue to explore opportunities for establishing more passenger rail services.".

Reletter succeeding paragraph accordingly.

Page 10, line 17, strike "cooperation or a lack of cooperation" and substitute "coordination".

Page 10, after line 24 insert:

"(3) The general assembly further finds and declares that:

(a) The division will complete a report on the status of a service development plan for the northern rocky mountain rail corridor by December 31, 2024;

(b) The division has identified potential private partners to operate new passenger rail services along the northern rocky mountain rail corridor;

(c) Western slope communities in Grand, Routt and Moffat counties have existing and emerging transportation needs that are currently underserved; and

(d) As it is the intent of the general assembly to ensure not only expanded passenger rail service from Denver to Winter Park but also to establish passenger rail service from Denver to Craig and Hayden, this act also requires the division:

(I) To report to the general assembly regarding a plan and an expeditious timeline by which CDOT will deliver passenger rail service from Denver to the Hayden and Craig communities; and

(II) To report periodically to the general assembly regarding its planning and implementation progress and barriers and challenges it faces for extending service along the full length of the northern rocky mountain rail corridor.

**SECTION 2.** In Colorado Revised Statutes, 29-1-203.5, **amend** (1)(a) as follows:

**29-1-203.5. Separate legal entity established under section 29-1-203 - legal status - authority to exercise special district powers - additional financing powers.** (1) (a) Any combination of counties, municipalities, special districts, or other political subdivisions of this state that are each authorized to own, operate, finance, or otherwise provide public improvements, functions, services, or facilities may enter into a contract under section 29-1-203 to establish a separate legal entity to provide any such public improvements, functions, services, or facilities. IN ADDITION, SUCH A SEPARATE LEGAL ENTITY MAY BE ESTABLISHED AS AUTHORIZED BY SECTIONS 32-19-119 (1)(w.5), 32-22-106 (1)(s.5), 43-1-106 (8)(q.5), AND 43-4-806 (6)(p.5). Any separate legal entity established is a political subdivision and public corporation of the state and is separate from the parties to the contract if the contract or an amendment to the contract states that the entity is formed in conformity with the provisions

of this section and that the provisions of this section apply to the entity.".

Renumber succeeding sections accordingly.

Page 12, line 3, strike "and (4)".

Page 12, line 5, after "**construction -**" insert "**front range passenger rail service -**".

Page 12, line 6, strike "**district - report.**" and substitute "**district.**".

Page 12, strike lines 12 to 27.

Strike page 13.

Page 14, strike line 1.

Page 14, line 8, strike "32-9-107.7 (4)," and substitute "32-22-103 (5),".

Page 14, line 11, after "29-1-203.5" insert "or pursuant to articles 121 to 137 of title 7".

Page 14, after line 17, insert:

"**SECTION 6.** In Colorado Revised Statutes, 32-22-103, **add** (5) as follows:

**32-22-103. Front range passenger rail district - creation - purpose - boundaries - reports.** (5) (a) IN PURSUING THE COMPLETION OF CONSTRUCTION AND OPERATION OF THE NORTHWEST FIXED GUIDEWAY CORRIDOR, INCLUDING AN EXTENSION OF THE CORRIDOR TO FORT COLLINS AS THE FIRST PHASE OF FRONT RANGE PASSENGER RAIL SERVICE, THE DISTRICT, THE DEPARTMENT OF TRANSPORTATION, THE HIGH-PERFORMANCE TRANSPORTATION ENTERPRISE, CREATED IN SECTION 43-4-806 (2)(a)(I), AND THE REGIONAL TRANSPORTATION DISTRICT, CREATED IN SECTION 32-9-105 , SHALL PROVIDE A REPORT CONTAINING AN IMPLEMENTATION PLAN FOR CONSTRUCTION AND OPERATIONS OF THE CORRIDOR TO THE TRANSPORTATION LEGISLATION REVIEW COMMITTEE, CREATED IN SECTION 43-2-145 (1)(a), OR ITS SUCCESSOR COMMITTEE, AND TO THE GOVERNOR NO LATER THAN SEPTEMBER 30, 2024. THE IMPLEMENTATION PLAN MUST:

(I) IDENTIFY ALL ONGOING OR COMPLETED STUDIES AND SERVICE DEVELOPMENT PLANS THAT COULD BE LEVERAGED TO ACCELERATE APPROVAL AND PERMITTING AND REQUIRE THE DISTRICT AND THE DEPARTMENT OF TRANSPORTATION TO USE EXISTING CONTRACTS TO THE EXTENT POSSIBLE TO CONDUCT RAIL TRAFFIC CONTROLLER MODELING AND OTHER ANALYSES FOR INTERCITY PASSENGER RAIL SERVICE FROM UNION STATION TO FORT COLLINS FOR AT LEAST TWO SCENARIOS, INCLUDING A SCENARIO OF THREE ROUND TRIPS PER DAY AND A SCENARIO OF FIVE ROUND TRIPS PER DAY;

(II) IDENTIFY AND EVALUATE OPTIONS FOR CREATING A NEW STANDALONE ENTITY SUCH AS A COLORADO RAIL AUTHORITY, A SEPARATE LEGAL ENTITY CREATED PURSUANT TO SECTIONS 29-1-203 AND 29-1-203.5, A SEPARATE LEGAL ENTITY CREATED PURSUANT TO ARTICLES 121 TO 137 OF TITLE 7, OR A STANDALONE INTERGOVERNMENTAL AGREEMENT AS A BUSINESS MODEL WITH A GOAL OF CREATING SUCH A SEPARATE LEGAL ENTITY OR EXECUTING SUCH AN AGREEMENT NO LATER THAN DECEMBER 31, 2024; AND

(III) EXPLORE THE VIABILITY OF AMTRAK OR OTHER ENTITIES AS POTENTIAL OPERATORS FOR INTERCITY PASSENGER RAIL SERVICE.

(b) IN ADDITION TO THE REPORT REQUIRED BY SUBSECTION (5)(a) OF THIS SECTION, NO LATER THAN MARCH 1, 2025, THE DISTRICT, THE DEPARTMENT OF TRANSPORTATION, THE HIGH-PERFORMANCE TRANSPORTATION ENTERPRISE, CREATED IN SECTION 43-4-806 (2)(a)(I), THE REGIONAL TRANSPORTATION DISTRICT, CREATED IN SECTION 32-9-105, AND ANY SEPARATE LEGAL ENTITY CREATED PURSUANT TO SECTIONS 29-1-203 AND 29-1-203.5 OR ARTICLES 121 TO 137 OR TITLE 7 SHALL PROVIDE A REPORT CONCERNING A PLAN TO BEGIN PROVIDING FRONT RANGE PASSENGER RAIL SERVICE NO LATER THAN JANUARY 1, 2029, TO THE HOUSE OF REPRESENTATIVES TRANSPORTATION, HOUSING AND LOCAL GOVERNMENT COMMITTEE AND THE SENATE TRANSPORTATION AND ENERGY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, AND THE GOVERNOR.

THE REPORT SHALL INCLUDE AN ASSESSMENT OF WHETHER ADDITIONAL REVENUE IS NEEDED TO SUPPORT SUCH SERVICE AND, IF SO, RECOMMENDED SOURCES OF SUCH FUNDING.

(c) IN ADDITION TO THE REPORTS REQUIRED IN SUBSECTIONS (5)(a) AND (5)(b) OF THIS SECTION, IF FRONT RANGE PASSENGER SERVICE HAS NOT BEGUN BY JANUARY 1, 2029, THE DISTRICT, IN COOPERATION WITH THE DEPARTMENT OF TRANSPORTATION, THE HIGH-PERFORMANCE TRANSPORTATION ENTERPRISE, CREATED IN SECTION 43-4-806 (2)(a)(I), THE REGIONAL TRANSPORTATION DISTRICT, CREATED IN SECTION 32-9-105, AND ANY SEPARATE LEGAL ENTITY CREATED PURSUANT TO SECTIONS 29-1-203 AND 29-1-203.5 OR ARTICLES 121 TO 137 OF TITLE 7 SHALL PROVIDE A REPORT DETAILING THE REASONS WHY SUCH SERVICE HAS NOT BEGUN AND A DETAILED PLAN FOR PROVIDING SERVICE ON JANUARY 1, 2029, AND EACH SIX MONTHS THEREAFTER UNTIL SERVICE IS INITIATED.".

Renumber succeeding sections accordingly.

Page 15, line 3, after "29-1-203.5" insert "OR PURSUANT TO ARTICLES 121 TO 137 OF TITLE 7".

Page 15, line 21, after "29-1-203.5" insert "OR PURSUANT TO ARTICLES 121 TO 137 OF TITLE 7".

Page 16, after line 2 insert:

"**SECTION 9.** In Colorado Revised Statutes, 43-1-117.5, **add** (5) as follows:

**43-1-117.5. Transit and rail division - created - powers and duties - pilot project to expand transit - reports - repeal.** (5) (a) THE TRANSIT AND RAIL DIVISION SHALL PROVIDE A REPORT CONTAINING A DEVELOPMENT PLAN FOR ROCKY MOUNTAIN RAIL SERVICE TO THE HOUSE OF REPRESENTATIVES TRANSPORTATION, HOUSING AND LOCAL GOVERNMENT COMMITTEE AND THE SENATE TRANSPORTATION AND ENERGY COMMITTEE, OR THEIR SUCCESSOR COMMITTEES, AND THE GOVERNOR NO LATER THAN DECEMBER 31, 2024.

(b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JULY 1, 2025.".

Renumber succeeding sections accordingly.

Page 16, line 16, strike "CLASS I" and substitute "HOST".

Page 16, line 17 , strike "RAILWAY and substitute "RAILROAD" and after "ADMINISTRATION," insert "OTHER POTENTIAL OPERATORS".

Page 17, strike lines 23 through 27.

Page 18, strike lines 1 and 2 and substitute:

"(26.3) "TRAVEL CORRIDOR" MEANS THE SURFACE TRANSPORTATION INFRASTRUCTURE THAT IS IN CLOSE PROXIMITY, AS DETERMINED BY THE TRANSPORTATION ENTERPRISE, TO A SURFACE TRANSPORTATION INFRASTRUCTURE PROJECT FOR WHICH USER FEES WERE COLLECTED.".

Page 20, line 1, strike "(8)(b),".

Page 26, line 8, strike "ENGINE" and substitute "ENGINE, INCLUDING A PLUG-IN HYBRID ELECTRIC MOTOR VEHICLE,".

Page 26, lines 9 and 10, strike "VEHICLE OR PLUG-IN HYBRID ELECTRIC MOTOR VEHICLE;" and substitute "VEHICLE;".

Page 30, strike lines 15 through 27.

Page 31, strike lines 1 through 7.

Page 32, line 22, strike "STATE".

Strike "SHED" and substitute "CORRIDOR" on: **Page 24,** line 23; and **Page 32,**

line 23.

Education

After consideration on the merits, the Committee recommends that **SB24-164** 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, 23-1-125, **amend** (1) introductory portion; and **add** (1)(h), (1)(i), (1)(j), (1)(k), (1.5), and (6) as follows:

**23-1-125. Commission directive - student bill of rights - degree requirements - implementation of core courses - competency test - prior learning - prior work-related experience - policies - definitions - repeal.** (1) **Student bill of rights.** The general assembly ~~hereby~~ finds that students enrolled in public institutions of higher education ~~shall~~ have the following rights:

(h) STUDENTS HAVE A RIGHT TO TRANSPARENCY OF THE COST OF POSTSECONDARY EDUCATION PROGRAMS, INCLUDING INFORMATION ON FEES, ASSOCIATED EXPENSES, AND FINANCIAL AID IN THE FORM OF SCHOLARSHIPS, GRANTS, AND LOANS;

(i) STUDENTS HAVE THE RIGHT TO SEAMLESS TRANSFER OF COURSES IN THE GUARANTEED TRANSFER PATHWAY MATRIX, TRANSPARENCY IN THE PROCESS FOR TRANSFERRING CREDITS, A TIMELY RESPONSE ON APPLICATIONS FOR TRANSFERRING CREDITS, AND TRANSPARENCY IN HOW AND WHY A CREDIT IS ACCEPTED OR REJECTED BY AN INSTITUTION AND HOW AND WHY A CREDIT IS OR IS NOT APPLIED TOWARD DEGREE REQUIREMENTS;

(j) STUDENTS HAVE THE RIGHT TO APPEAL AN INSTITUTION'S FAILURE TO ACCEPT THE STUDENT'S REQUEST FOR TRANSFER CREDIT; AND

(k) STUDENTS HAVE THE RIGHT TO KNOW WHAT WORK-RELATED EXPERIENCES OR PRIOR LEARNING OPPORTUNITIES ARE AWARDED POSTSECONDARY ACADEMIC CREDIT AT THE INSTITUTION IN WHICH THE STUDENT IS ENROLLED, PURSUANT TO SECTION 23-5-145.5.

(1.5) **Policies.** ON OR BEFORE APRIL 1, 2025, THE COMMISSION SHALL ADOPT POLICIES FOR PUBLIC INSTITUTIONS OF HIGHER EDUCATION ON HOW TO BEST IMPLEMENT THE RIGHT DESCRIBED IN SUBSECTION (1)(i) OF THIS SECTION.

(6) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "GENERAL EDUCATION COURSE" MEANS A LOWER-DIVISION COURSE OFFERED BY AN INSTITUTION THAT ANY DEGREE-SEEKING STUDENT ENROLLED AT THE INSTITUTION MUST SUCCESSFULLY COMPLETE IN ORDER TO OBTAIN AN ASSOCIATE'S DEGREE OR A BACHELOR'S DEGREE FROM THE INSTITUTION.

(b) "GUARANTEED TRANSFER PATHWAY MATRIX" MEANS A GROUP OF GENERAL EDUCATION COURSES OR LOWER-DIVISION COURSES REQUIRED FOR A SPECIFIC PROGRAM AT THE INSTITUTION THAT EVERY STUDENT ENROLLED IN THE SPECIFIC PROGRAM AT THE INSTITUTION MUST SUCCESSFULLY COMPLETE IN ORDER TO TRANSFER TO OR FROM AN INSTITUTION AND HAS EQUIVALENT LEARNING OUTCOMES AS THE SAME COURSES OFFERED BY ANOTHER INSTITUTION.

(c) "LOWER-DIVISION COURSE" MEANS A COURSE NUMBERED FROM ONE HUNDRED TO TWO HUNDRED NINETY-NINE.

(d) "PUBLIC INSTITUTION OF HIGHER EDUCATION" OR "INSTITUTION" HAS THE SAME MEANING SET FORTH IN SECTION 23-4.5-102.

**SECTION 2.** In Colorado Revised Statutes, 23-1-108.5, **amend** (1), (2)(c), (3)(a), (3)(b), (3)(c), (4), and (5); **repeal** (2)(b) and (2)(d); and **add** (2)(e), (2)(f), (2)(g), (3)(d.5), (3)(d.7), (6.5), and (8) as follows:

**23-1-108.5. Duties and powers of the commission with regard to common course numbering system - council of higher education representatives - rules - legislative declaration - definitions - repeal.** (1) The general assembly ~~hereby~~ finds that, for many students, the ability to transfer among all ~~state-supported institutions of~~ higher education INSTITUTIONS is critical to their success in achieving a degree. The general assembly further finds that it is necessary for the state to have sound transfer policies that provide the broadest and simplest mechanisms feasible while protecting the academic quality of the institutions of higher education and their undergraduate degree programs. The general assembly finds, therefore, that it is in the best interests

of the state for the commission to oversee the adoption of ~~a statewide articulation matrix system of course numbering for general education courses~~ THE GUARANTEED TRANSFER PATHWAY MATRIX, ~~that~~ WHICH includes all ~~state-supported institutions of~~ higher education INSTITUTIONS and ~~that~~ will ensure that the quality of ~~and requirements that pertain to general education courses~~ THE GUARANTEED TRANSFER PATHWAY MATRIX COURSES are comparable and transferable systemwide.

(2) As used in this section, unless the context otherwise requires:

(b) ~~"Course numbering system" means the statewide articulation matrix system of common course numbering for general education courses adopted by the commission pursuant to paragraph (c) of subsection (3) of this section.~~

(c) "General education ~~courses~~ COURSE" means ~~the group of courses offered by an institution of higher education that every student enrolled in the institution must successfully complete to attain an associate's or bachelor's degree~~ A LOWER-DIVISION COURSE OFFERED BY AN INSTITUTION THAT ANY DEGREE-SEEKING STUDENT ENROLLED AT THE INSTITUTION MUST SUCCESSFULLY COMPLETE IN ORDER TO OBTAIN AN ASSOCIATE'S DEGREE OR A BACHELOR'S DEGREE FROM THE INSTITUTION.

(d) ~~"Higher education institution" means a state-supported institution of higher education.~~

(e) "GUARANTEED TRANSFER PATHWAY MATRIX"MEANS A GROUP OF GENERAL EDUCATION COURSES OR LOWER-DIVISION COURSES REQUIRED FOR A SPECIFIC PROGRAM AT THE INSTITUTION THAT EVERY STUDENT ENROLLED IN THE SPECIFIC PROGRAM AT THE INSTITUTION MUST SUCCESSFULLY COMPLETE IN ORDER TO TRANSFER TO OR FROM AN INSTITUTION AND THAT HAS EQUIVALENT LEARNING OUTCOMES AS THE SAME COURSES OFFERED BY ANOTHER INSTITUTION.

(f) "HIGHER EDUCATION INSTITUTION" OR "INSTITUTION" MEANS A PUBLIC INSTITUTION OF HIGHER EDUCATION AS DEFINED IN SECTION 23-4.5-102.

(g) "LOWER-DIVISION COURSE"MEANS A COURSE NUMBERED FROM ONE HUNDRED TO TWO HUNDRED NINETY-NINE.

(d.5) ON OR BEFORE DECEMBER 31, 2024, THE DEPARTMENT SHALL ADD ADDITIONAL REPRESENTATIVES AS NECESSARY TO THE COUNCIL TO ENSURE EQUAL REPRESENTATION OF INSTITUTIONS ON THE COUNCIL.

(d.7) ON OR BEFORE OCTOBER 1, 2025, AND EVERY OCTOBER 1 THEREAFTER, THE COUNCIL SHALL REVIEW THE LIST OF COURSES IN THE GUARANTEED TRANSFER PATHWAY MATRIX AND MAKE RECOMMENDATIONS TO THE COMMISSION AS NECESSARY TO MAKE CHANGES AND MAINTAIN ACCURACY. AS PART OF THE REVIEW, THE COUNCIL SHALL IDENTIFY:

(I) THE HIGHEST ENROLLMENT AND TRANSFER ACTIVITY FOR COURSES IN THE GUARANTEED TRANSFER PATHWAY MATRIX;

(II) COURSES THAT STUDENTS ARE LESS LIKELY TO RECEIVE FULL CREDIT FOR THAT APPLY TOWARD THE STUDENT'S CHOSEN ACADEMIC PROGRAM UPON TRANSFER; AND

(III) HOW THE NUMBER OF CREDIT HOURS DIFFERS AMONG INSTITUTIONS AND WHERE MISALIGNMENT OCCURS BETWEEN COURSES IN THE GUARANTEED TRANSFER PATHWAY MATRIX.

(3) (a) On or before July 1, 2001, the commission shall convene a council consisting of representatives from each of the higher education governing boards and each of the four-year higher education institutions, a representative sample of the two-year higher education institutions, and a representative of the commission. The commission shall consult with the governing boards when convening representatives from the higher education institutions. By July 1, 2011, the council shall create a process through which it shall seek input from and consult with various higher education student organizations for each articulation agreement and for the review of ~~general education courses and the course numbering system as required in paragraph (c) of this subsection (3)~~ COURSES IN THE GUARANTEED TRANSFER PATHWAY MATRIX AS REQUIRED IN SUBSECTION (3)(c) OF THIS SECTION.

(b) The council shall recommend to the commission a ~~statewide articulation matrix system of common course numbering~~ GUARANTEED TRANSFER PATHWAY MATRIX to which the general education courses for each ~~higher education~~ institution may be mapped.

(c) (I) On or before October 1, 2002, the council shall recommend to the commission a list of ~~general education~~ courses to be included in the ~~course numbering system~~ GUARANTEED TRANSFER PATHWAY MATRIX. In identifying ~~said general education~~ THE courses, the council shall review the course

descriptions and may request summaries of course syllabi for review, focusing first on lower-division general education courses. The commission shall review the council's recommendations and adopt a ~~statewide articulation matrix system of common course numbering~~ GUARANTEED TRANSFER PATHWAY MATRIX for general education courses, including criteria for ~~such~~ THE courses, on or before January 1, 2003.

(II) The council shall annually review the list of ~~general education~~ courses and the ~~course numbering system~~ GUARANTEED TRANSFER PATHWAY MATRIX, including the criteria, adopted by the commission and recommend ~~such~~ changes ~~as may be~~ necessary to maintain the accuracy and integrity of the ~~course numbering system~~ GUARANTEED TRANSFER PATHWAY MATRIX. The council's annual review ~~shall~~ MUST include consideration of the course descriptions, and the council may request summaries of course syllabi for further review.

(4) (a) ~~Following adoption of the course numbering system, each higher education institution shall review its course offerings and identify those general education courses offered by the institution that correspond with the courses included in the course numbering system. The~~ EACH higher education institution shall submit its list of identified courses IN THE GUARANTEED TRANSFER PATHWAY MATRIX, including course descriptions and, upon request of the commission, summaries of course syllabi, for review and approval by the commission on or before March 1, 2003, AND ON MARCH 1 OF EACH ODD-NUMBERED YEAR THEREAFTER.

(b) Beginning with the fall semester of 2003, each higher education institution shall publish, and update as necessary, a list of course offerings that identifies ~~those general education~~ courses offered by the institution that correspond with the courses included in the ~~course numbering system~~ GUARANTEED TRANSFER PATHWAY MATRIX.

(5) (a) All credits earned by a student in ~~any general education course identified as corresponding with a course included in the course numbering system shall be~~ THE GUARANTEED TRANSFER PATHWAY MATRIX ARE automatically transferable AND APPLICABLE among all higher education institutions upon transfer and enrollment of the student. All higher education institutions ~~in Colorado~~ shall participate in the ~~course numbering system~~ GUARANTEED TRANSFER PATHWAY MATRIX. The commission shall adopt ~~such~~ policies and guidelines as ~~may be~~ necessary for the implementation of this section. Each INSTITUTION'S governing board shall modify its existing policies as ~~may be~~ necessary to accept the transfer of these credits.

(b) ALL COURSES IN THE GUARANTEED TRANSFER PATHWAY MATRIX SYSTEM MUST QUALIFY AS THE SAME COURSE AT THE RECEIVING INSTITUTION, IRRESPECTIVE OF THE TOTAL CREDITS ASSIGNED TO THE COURSE.

(c) A RECEIVING INSTITUTION SHALL NOT REQUIRE A TRANSFER STUDENT TO TAKE THE SAME OR SIMILAR COURSES WHO HAS COMPLETED THE REQUIRED COURSE IN THE GUARANTEED TRANSFER PATHWAY MATRIX, REGARDLESS OF WHETHER THE STUDENT EARNED AN ASSOCIATE'S DEGREE PRIOR TO TRANSFER.

(6.5) (a) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), BEGINNING JANUARY 2026, AND EVERY JANUARY THEREAFTER, THE DEPARTMENT SHALL INCLUDE AS PART OF ITS "SMART ACT" HEARING, REQUIRED BY SECTION 2-7-203, A COMPILED REPORT OF INFORMATION RECEIVED FROM EACH HIGHER EDUCATION INSTITUTION THAT INCLUDES:

(I) THE NUMBER OF UNDERGRADUATE STUDENTS TRANSFERRING TO THE INSTITUTION AND EACH INSTITUTION THAT A STUDENT IS TRANSFERRING FROM;

(II) THE AVERAGE TIME NEEDED TO COMPLETE A BACHELOR'S DEGREE FOR A TRANSFER STUDENT COMPARED TO A NON-TRANSFER STUDENT;

(III) THE TOTAL NUMBER OF CREDITS ACCEPTED AND APPLIED RELATED TO GUARANTEED TRANSFER PATHWAY COURSES, GENERAL EDUCATION COURSES, AND OTHER COURSE EQUIVALENTS; AND

(IV) THE NUMBER OF CREDITS THAT WERE ACCEPTED AND NOT ACCEPTED, AND THE NUMBER OF CREDITS THAT WERE APPLIED AND WERE NOT APPLIED TO EACH STUDENT'S DEGREE PROGRAM COURSE REQUIREMENTS, DISAGGREGATED BY DEGREE PROGRAM.

(b) USING EXISTING STATEWIDE DATA, THE DEPARTMENT SHALL ALSO INCLUDE THE FOLLOWING INFORMATION FOR EACH INSTITUTION REGARDING THE TOTAL AMOUNT OF TRANSFER CREDITS EARNED AND THE TOTAL AMOUNT OF CREDITS APPLIED TOWARD DEGREE REQUIREMENTS IN THE REPORT REQUIRED IN SUBSECTION (6.5)(a) OF THIS SECTION:

(I) THE AVERAGE NUMBER OF CREDITS ATTEMPTED AND THE NUMBER OF CREDITS EARNED TO OBTAIN A BACHELOR'S DEGREE FOR A TRANSFER STUDENT COMPARED TO A STUDENT WHO DID NOT TRANSFER TO ANOTHER INSTITUTION BEFORE EARNING THE BACHELOR'S DEGREE; AND

(II) THE AVERAGE NUMBER OF ACADEMIC TERMS NEEDED TO COMPLETE A BACHELOR'S DEGREE FOR A TRANSFER STUDENT COMPARED TO A STUDENT WHO DID NOT TRANSFER TO ANOTHER INSTITUTION BEFORE EARNING THE BACHELOR'S DEGREE.

(8) (a) THE DEPARTMENT HAS EXCLUSIVE AUTHORITY TO BRING AN ENFORCEMENT ACTION ON BEHALF OF THE STATE AGAINST AN INSTITUTION FOR A VIOLATION OF THIS SECTION.

(b) PRIOR TO AN ENFORCEMENT ACTION PURSUANT TO SUBSECTION (8)(a) OF THIS SECTION, THE DEPARTMENT SHALL ISSUE A NOTICE OF VIOLATION TO THE INSTITUTION AND EXPLAIN HOW THE INSTITUTION MAY REMEDY THE VIOLATION, IF POSSIBLE. IF THE INSTITUTION FAILS TO REMEDY THE VIOLATION WITHIN THREE MONTHS AFTER RECEIPT OF THE NOTICE OF VIOLATION, THE DEPARTMENT MAY BRING AN ENFORCEMENT ACTION AGAINST THE INSTITUTION.

(c) THE DEPARTMENT HAS THE AUTHORITY TO OVERTURN A COURSE TRANSFER DECISION MADE BY AN INSTITUTION THAT IS IN VIOLATION OF THIS SECTION.

(d) A STUDENT ENROLLED AT AN INSTITUTION MAY APPEAL AN INSTITUTION'S DECISION REGARDING THE DENIAL OF CREDIT FOR COURSES IN THE GUARANTEED TRANSFER PATHWAY MATRIX THAT THE STUDENT SEEKS TO TRANSFER THROUGH AN APPEALS PROCESS ESTABLISHED BY THE DEPARTMENT.

(e) THE DEPARTMENT MAY PROMULGATE RULES AS NECESSARY TO IMPLEMENT THIS SUBSECTION (8).

**SECTION 3.** In Colorado Revised Statutes, **add** 23-5-150 as follows:

**23-5-150. Transfer credit review process and nontransferable credit - notice - definition.** (1) AN INSTITUTION SHALL PROVIDE A STUDENT SEEKING TO TRANSFER CREDIT FROM THE INSTITUTION WITH A DETERMINATION REGARDING THE ACCEPTANCE OR DENIAL OF THE STUDENT'S REQUEST AND REQUIRED DOCUMENTATION FOR TRANSFER CREDIT WITHIN THIRTY DAYS AFTER THE DATE THE STUDENT SUBMITS A REQUEST FOR TRANSFER CREDIT.

(2) AN INSTITUTION SHALL PUBLISH THE INSTITUTION'S PROCESS AND TIMELINE FOR REVIEWING AND MAKING A DECISION REGARDING TRANSFER CREDIT REQUESTS ON THE INSTITUTION'S WEBSITE. THE INSTITUTION SHALL UPDATE ITS WEBSITE WITHIN THIRTY DAYS AFTER MAKING A CHANGE TO ITS PROCESS AND TIMELINE FOR REVIEWING AND ISSUING DECISIONS REGARDING TRANSFER CREDIT REQUESTS.

(3) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "INSTITUTION" MEANS A "PUBLIC INSTITUTION OF HIGHER EDUCATION" AS DEFINED IN SECTION 23-4.5-102.

**SECTION 4.** In Colorado Revised Statutes, 23-70-103, **amend** (3) as follows:

**23-70-103. Responsibility of governing boards of constituent institutions.** (3) The respective governing boards of the constituent institutions shall ~~provide~~ ENSURE that credits earned at each of the constituent institutions ~~shall be~~ ARE transferable between institutions ~~insofar as they meet the degree and grade requirements of the student's chosen program of studies at one of the constituent institutions as determined by the degree-granting institution~~ AS REQUIRED BY SECTION 23-1-108.5.

**SECTION 5. Safety clause.** The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions.".

Education After consideration on the merits, the Committee recommends that **HB24-1087** 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 **HB24-1003** 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 7, line 13, strike "13-21-108.7" and substitute "13-21-108.7, 13-21-108.8,".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB24-170** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 5, strike the second "and".

Page 2, strike line 6 and substitute "(3)(a)(VI)(J); and **add to (8.5) as added by House Bill 24-1209** (8.5)(f) as follows:".

Page 4, line 3 strike "THIS".

Page 4, line 4, strike "24-____," and substitute "24-170,".

Page 4, line 11, after "DONATIONS" insert "PURSUANT TO THIS SUBSECTION (8)".

Page 5, after line 4 insert:

"(f) ON JULY 1, 2024, THE STATE TREASURER SHALL TRANSFER TWO HUNDRED FIFTY THOUSAND DOLLARS FROM THE GENERAL FUND TO THE FUND.".

Health & Human Services

After consideration on the merits, the Committee recommends that **HB24-1046** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB24-1037** be referred to the Committee of the Whole with favorable recommendation.

Education

After consideration on the merits, the Committee recommends that **SB24-188** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 6, after line 22 insert:

"**SECTION 5.** In Colorado Revised Statutes, 22-54-104.2, **add** (5) as follows:

**22-54-104.2. Legislative declaration.** (5) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT, FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, THE CONSTRUCTION AND IMPLEMENTATION OF THE NEW AT-RISK MEASURE DESCRIBED IN SECTION 22-54-104.6, INCLUDING THE COLLECTION OF THE NECESSARY DATA TO IMPLEMENT THE NEW AT-RISK MEASURE DESCRIBED IN SECTION 22-54-104.6 (9)(a), IS AN IMPORTANT PART OF PROVIDING ACCOUNTABLE PROGRAMS TO MEET STATE ACADEMIC STANDARDS AND MAY THEREFORE RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION.".

Renumber succeeding sections accordingly.

Page 7, line 11, strike "(5)" and substitute "(5) (a)".

Page 7, after line 23 insert:

"(b) FOR THE 2025-26 BUDGET YEAR AND EACH BUDGET YEAR THEREAFTER, IF A DISTRICT LEVIES THE NUMBER OF MILLS CALCULATED PURSUANT TO SECTION 22-54-106 (2.1)(c)(I) AND THE ADDITIONAL MILL LEVY DESCRIBED IN SUBSECTION (1) OF THIS SECTION FOR CATEGORICAL SUPPORT FUNDS, AND THE COMBINED TOTAL OF THE TWO LEVIES IS LESS THAN THE NUMBER OF MILLS THAT THE DISTRICT LEVIED IN THE PRECEDING BUDGET YEAR, THE DISTRICT, IN ADDITION TO THE TWO LEVIES, SHALL ASSESS A NUMBER OF MILLS EQUAL TO THE DIFFERENCE BETWEEN THE COMBINED TOTAL OF THE TWO LEVIES AND THE NUMBER OF MILLS LEVIED IN THE PRECEDING BUDGET YEAR. THE REVENUE COLLECTED FROM THE MILLS LEVIED PURSUANT TO THIS

SUBSECTION (5)(b) MUST BE AVAILABLE TO THE DISTRICT TO FUND THE COSTS OF PROVIDING PUBLIC EDUCATION, AND, EXCEPT AS OTHERWISE PROVIDED IN SECTION 22-54-105, THE AMOUNTS AND PURPOSES FOR WHICH THE MONEY IS BUDGETED AND EXPENDED MUST BE IN THE DISTRICT'S DISCRETION.".

Page 11, strike lines 23 through 27.

Page 12, strike lines 1 through 13.

Renumber succeeding sections accordingly.

Page 12, after line 13 insert:

"**SECTION 14.** In Colorado Revised Statutes, 22-20-114.5, **amend** (3)(b)(I) as follows:

**22-20-114.5. Special education fiscal advisory committee - special education high-cost grants - definitions - repeal.** (3) (b) (I) Subject to the requirements of ~~paragraph (a.5) of this subsection (3)~~ SUBSECTION (3)(a.5) OF THIS SECTION, the committee ~~shall have~~ HAS the discretion to award a grant to an administrative unit that applies and qualifies to receive a grant pursuant to ~~paragraph (a) of this subsection (3)~~ SUBSECTION (3)(a) OF THIS SECTION. In determining whether to award a grant to an administrative unit and the amount of the grant to be awarded, the committee shall consider the administrative unit's annual audited operating expenses for the preceding budget year, OR THE ADMINISTRATIVE UNIT'S ANNUAL AUDITED OPERATING EXPENSES FOR ONE YEAR PRIOR TO THE PRECEDING BUDGET YEAR IF THE ANNUAL AUDITED OPERATING EXPENSES FOR THE MOST RECENT PRECEDING BUDGET YEAR ARE NOT AVAILABLE, and the percentage of the administrative unit's annual audited operating expenses, OR THE ADMINISTRATIVE UNIT'S ANNUAL AUDITED OPERATING EXPENSES FOR ONE YEAR PRIOR TO THE PRECEDING BUDGET YEAR IF THE ANNUAL AUDITED OPERATING EXPENSES FOR THE MOST RECENT PRECEDING BUDGET YEAR ARE NOT AVAILABLE, that represents the high costs incurred by the administrative unit in the preceding budget year. All grants awarded by the committee ~~shall be~~ ARE subject to approval by the state board.".

Renumber succeeding sections accordingly.

Page 16, after line 4 insert:

"**SECTION 18.** In Colorado Revised Statutes, 24-75-402, **amend** (5)(ccc) and (5)(ddd); and **add** (5)(eee) as follows:

**24-75-402. Cash funds - limit on uncommitted reserves - reduction in the amount of fees - exclusions - definitions.** (5) Notwithstanding any provision of this section to the contrary, the following cash funds are excluded from the limitations specified in this section:

(ccc) The wildfire resiliency code board cash fund created in section 24-33.5-1236 (8); ~~and~~

(ddd) The closed landfill remediation grant program fund created in section 30-20-124 (8); AND

(eee) THE EDUCATOR LICENSURE CASH FUND CREATED IN SECTION 22-60.5-112 (1)(a).".

Renumber succeeding section accordingly.

Judiciary After consideration on the merits, the Committee recommends that **HB24-1071** be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB24-136** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, line 20, strike "INCLUDES" and substitute "INCLUDES, BUT IS NOT LIMITED TO,".

Page 5, after line 5 insert:

"(17) "MEMBER OF THE RESPONDENT'S SUPPORTIVE COMMUNITY" MEANS A PERSON WHO THE RESPONDENT ADULT HAS IDENTIFIED AND TRUSTS TO ENGAGE IN THE SUPPORTED DECISION-MAKING PROCESS CONCERNING THE RESPONDENT ADULT AND WHO UNDERSTANDS THE RESPONDENT ADULT'S DESIRES AND PERSONAL VALUES.".

Renumber succeeding subsections accordingly.

Page 6, line 25, after "WISHES." add "THE TERM MAY INCLUDE SUPPORTED DECISION-MAKING AGREEMENTS, AS PROVIDED IN PART 8 OF ARTICLE 14 OF THIS TITLE15.".

Page 11, line 27, after the period add "AT LEAST ONE OF THE CO-GUARDIANS OR CO-CONSERVATORS APPOINTED BY THE COURT MUST BE A FIDUCIARY, AS DEFINED IN SECTION 15-1-103.".

Page 20, line 15, strike "THE COURT MAY ASSESS COSTS AND EXPENSES".

Page 20, strike lines 16 and 17.

Page 20, after line 21, insert:

"(5) NOTHING IN THIS SECTION EXEMPTS AN ACTOR, AS APPLICABLE, FROM COMPLYING WITH SECTION 18-6.5-108.".

Page 26, strike lines 7 through 11.

Page 32, line 5, strike "**minor.**" and substitute "**minor - definitions.**".

Page 33, after line 26 insert:

"(7) (a) FOR PURPOSES OF THIS SUBSECTION (7) ONLY, "MINOR" MEANS AN UNMARRIED INDIVIDUAL WHO HAS NOT ATTAINED TWENTY-ONE YEARS OF AGE.

(b) THE COURT MAY ENTER AN ORDER APPOINTING A GUARDIAN OF A MINOR, AS DEFINED IN SUBSECTION (7)(a) OF THIS SECTION, AND A DETERMINATION OF WHETHER THE MINOR SHALL BE REUNIFIED WITH A PARENT OR PARENTS, OF WHEN THE REQUIREMENTS OF SUBSECTION (2) OF THIS SECTION ARE MET, OF WHETHER THE ORDER IS IN THE MINOR'S BEST INTERESTS, AND:

(I) THE MINOR HAS NOT ATTAINED TWENTY-ONE YEARS OF AGE;

(II) THE MINOR IS RESIDING WITH AND DEPENDENT UPON A CAREGIVER; AND

(III) A REQUEST IS MADE FOR FINDINGS FROM THE COURT TO ESTABLISH THE MINOR'S ELIGIBILITY FOR CLASSIFICATION AS A SPECIAL IMMIGRANT JUVENILE PURSUANT TO 8 U.S.C. SEC. 1101 (a)(27)(J).

(c) IF A REQUEST IS MADE FOR FINDINGS ESTABLISHING THE MINOR'S ELIGIBILITY FOR CLASSIFICATION AS A SPECIAL IMMIGRANT JUVENILE UNDER FEDERAL LAW AND THE COURT DETERMINES THERE IS SUFFICIENT EVIDENCE TO SUPPORT THE FINDINGS, THE COURT SHALL ENTER AN ORDER, INCLUDING FACTUAL FINDINGS AND CONCLUSIONS OF LAW, DETERMINING THAT:

(I) THE MINOR HAS BEEN PLACED UNDER THE CUSTODY OF AN INDIVIDUAL APPOINTED BY THE COURT THROUGH THE APPOINTMENT OF A GUARDIAN;

(II) REUNIFICATION OF THE MINOR WITH ONE OR BOTH PARENTS IS NOT VIABLE DUE TO ABUSE, NEGLECT, ABANDONMENT, OR A SIMILAR BASIS FOUND PURSUANT TO STATE LAW. FOR PURPOSES OF THIS SUBSECTION (7)(c)(II), "ABANDONMENT" INCLUDES, BUT IS NOT LIMITED TO, THE DEATH OF ONE OR BOTH PARENTS.

(III) IT IS NOT IN THE BEST INTERESTS OF THE MINOR TO BE RETURNED TO THE MINOR'S OR PARENTS' PREVIOUS COUNTRY OF NATIONALITY OR COUNTRY OF LAST HABITUAL RESIDENCE.".

Page 46, strike lines 6 through 8 and substitute:

"(XII) A MEMBER OF THE RESPONDENT'S SUPPORTIVE COMMUNITY.".

Page 54, strike lines 13 through 27.

Page 55, strike lines 1 through 25 and substitute:

"**15-14.7-308. Confidentiality of records.** THE COURT SHALL COMPLY WITH THE ADMINISTRATIVE RULES PROMULGATED BY THE JUDICIAL DEPARTMENT CONCERNING THE CONFIDENTIALITY OF COURT RECORDS.".

Page 63, line 16, strike "GIVING" and substitute "SERVING".

Page 63, line 24, strike "FIVE" and substitute "SEVEN" and strike "APPOINTMENT." and substitute "APPOINTMENT UPON THE REQUEST OF THE RESPONDENT, THE RESPONDENT'S ATTORNEY, A MEMBER OF THE RESPONDENT'S SUPPORTIVE COMMUNITY, OR A PERSON INTERESTED IN THE WELFARE OF AN INDIVIDUAL SUBJECT TO GUARDIANSHIP OR CONSERVATORSHIP.".

Page 84, strike lines 11 through 13 and substitute:

"(IX) A MEMBER OF THE RESPONDENT'S SUPPORTIVE COMMUNITY;".

Page 87, line 2, strike "GIVEN TO" and substitute "SERVED ON".

Page 91, strike lines 3 through 10.

Page 94, strike lines 9 through 27.

Page 95, strike lines 1 through 23 and substitute:

"**15-14.7-409. Confidentiality of records.** THE COURT SHALL COMPLY WITH THE ADMINISTRATIVE RULES PROMULGATED BY THE JUDICIAL DEPARTMENT CONCERNING THE CONFIDENTIALITY OF COURT RECORDS.".

Page 102, line 4, strike "GIVING" and substitute "SERVING".

Page 102, line 11, strike "FIVE" and substitute "SEVEN".

Page 102, line 13, strike "APPOINTMENT." and substitute "APPOINTMENT UPON THE REQUEST OF THE RESPONDENT, THE RESPONDENT'S ATTORNEY, A MEMBER OF THE RESPONDENT'S SUPPORTIVE COMMUNITY, OR A PERSON INTERESTED IN THE WELFARE OF AN INDIVIDUAL SUBJECT TO GUARDIANSHIP OR CONSERVATORSHIP.".

Page 106, line 21, strike "STATE" and substitute "STATE, A PUBLIC ADMINISTRATOR NOMINATED AS A GUARDIAN OR CONSERVATOR, OR A STATE OR COUNTY AGENCY NOMINATED AS A GUARDIAN OR CONSERVATOR PURSUANT TO STATE LAW".

Page 111, line 13, strike "SIXTY" and substitute "NINETY".

Page 113, line 5, "SIXTY" and substitute "NINETY".

Page 117, strike line 13.

Page 142, strike lines 10 through 12 and substitute:

"(XI) A MEMBER OF THE RESPONDENT'S SUPPORTIVE COMMUNITY; AND".

Page 144, line 9, strike "GIVEN TO" and substitute "SERVED ON".

Page 148, strike lines 5 through 15.

Page 157, line 25, after "CONSERVATORSHIP." insert "THIS FORM MAY ALSO BE USED TO PETITION THE COURT TO MODIFY OR TERMINATE AN EXISTING GUARDIANSHIP OR CONSERVATORSHIP, REEVALUATE AN EXISTING GUARDIANSHIP PURSUANT TO THE STANDARD SET FORTH IN SECTION 15-14.7-301, OR REEVALUATE AN EXISTING CONSERVATORSHIP PURSUANT TO THE STANDARD SET FORTH IN SECTION 15-14.7-402.".

Page 194, lines 10 and 11, strike "attorney, as described in ~~section 15-14-105~~ SECTION 15-14.7-128." and substitute "attorney. ~~as described in section 15-14-105.~~".

Page 194, lines 16 and 17, strike "attorney pursuant to ~~section 15-14-105~~ SECTION 15-14.7-128." and substitute "attorney. ~~pursuant to section 15-14-105.~~".

Page 194, strike line 26 and substitute "attorney. ~~as described in section 15-14-105.~~".

Strike "GIVE" and substitute "SERVE" on: **Page 11,** line16; **Page 15,** line 11; **Page 23,** line 7; **Page 37,** line 8; **Page 42,** lines 18 and 25; **Page 48,** line 6; **Page 68,** line 24; **Page 73,** line 1; **Page 78,** line 16; **Page 87,** line 5; **Page 102,** lines 5 and 22; **Page 107,** line 20; **Page 112,** line 8; **Page 113,** line 11; **Page 130,** line 15; **Page 134,** line 16; **Page 144,** line 12; and **Page 151,** line 12.

Strike "GIVE" and substitute "SERVE" on: **Page 29,** line 2; **Page 63,** line 18.

Judiciary

After consideration on the merits, the Committee recommends that **SB24-131** 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 16 through 20.

Strike pages 3 through 8.

Page 9, strike line 1 and substitute:

"**SECTION 2.** In Colorado Revised Statutes, **add** 18-12-105.3 as follows:

**18-12-105.3. Unlawful carrying of a firearm in government buildings - penalty - definitions.** (1) A PERSON SHALL NOT KNOWINGLY CARRY A FIREARM, WHETHER LOADED OR NOT LOADED, IN ANY OF THE FOLLOWING LOCATIONS, INCLUDING THEIR ADJACENT PARKING AREAS:

(a) ON THE PROPERTY OF OR WITHIN ANY BUILDING IN WHICH:

(I) THE CHAMBERS, GALLERIES, OR OFFICES OF THE GENERAL ASSEMBLY, OR EITHER HOUSE THEREOF, ARE LOCATED;

(II) A LEGISLATIVE HEARING OR MEETING OF THE GENERAL ASSEMBLY IS BEING CONDUCTED; OR

(III) THE OFFICIAL OFFICE OF ANY MEMBER, OFFICER, OR EMPLOYEE OF THE GENERAL ASSEMBLY IS LOCATED;

(b) UNLESS PERMITTED BY A LOCAL GOVERNMENT, AS DESCRIBED IN SUBSECTION (4)(b) OF THIS SECTION, ON THE PROPERTY OR WITHIN ANY BUILDING IN WHICH:

(I) THE CHAMBERS OR GALLERIES OF A LOCAL GOVERNMENT'S GOVERNING BODY ARE LOCATED;

(II) A MEETING OF A LOCAL GOVERNMENT'S GOVERNING BODY IS BEING CONDUCTED; OR

(III) THE OFFICIAL OFFICE OF ANY ELECTED MEMBER OF A LOCAL GOVERNMENT'S GOVERNING BODY OR OF THE CHIEF EXECUTIVE OFFICER OF A LOCAL GOVERNMENT IS LOCATED; OR

(c) A COURTHOUSE OR ANY OTHER BUILDING OR PORTION OF A BUILDING USED FOR COURT PROCEEDINGS.

(2) THIS SECTION DOES NOT APPLY TO:

(a) A PEACE OFFICER CARRYING A FIREARM PURSUANT TO THE AUTHORITY GRANTED IN SECTION 16-2.5-101 (2);

(b) A MEMBER OF THE UNITED STATES ARMED FORCES OR COLORADO NATIONAL GUARD WHEN ENGAGED IN THE LAWFUL DISCHARGE OF THE MEMBER'S OFFICIAL DUTIES;

(c) SECURITY PERSONNEL EMPLOYED OR RETAINED BY AN ENTITY THAT CONTROLS OR OPERATES A PLACE DESCRIBED IN THIS SECTION WHILE ENGAGED IN THE SECURITY PERSONNEL'S OFFICIAL DUTIES;

(d) LAW ENFORCEMENT PERSONNEL, DEFENSE COUNSEL PERSONNEL, AND COURT PERSONNEL CARRYING OR POSSESSING A FIREARM IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES AS PART OF THE LAWFUL AND

COMMON PRACTICES OF A LEGAL PROCEEDING; AND

(e) A PERSON WHO HOLDS A VALID PERMIT TO CARRY A CONCEALED HANDGUN OR A TEMPORARY EMERGENCY PERMIT ISSUED PURSUANT TO PART 2 OF THIS ARTICLE 12 WHO IS CARRYING A CONCEALED HANDGUN IN THE ADJACENT PARKING AREA OF A LOCATION LISTED IN SUBSECTION (1) OF THIS SECTION.

(3) A PERSON COMMITS UNLAWFUL CARRYING OF A FIREARM IN A GOVERNMENT BUILDING IF THE PERSON VIOLATES SUBSECTION (1) OF THIS SECTION. UNLAWFUL CARRYING OF A FIREARM IN A GOVERNMENT BUILDING IS A CLASS 1 MISDEMEANOR.

(4) (a) THIS SECTION DOES NOT PROHIBIT A LOCAL GOVERNMENT FROM ENACTING AN ORDINANCE, REGULATION, OR OTHER LAW PURSUANT TO SECTION 18-12-214 OR 29-11.7-104 THAT PROHIBITS A PERSON FROM CARRYING A FIREARM IN A SPECIFIED PLACE.

(b) A LOCAL GOVERNMENT MAY ENACT AN ORDINANCE, REGULATION, OR OTHER LAW THAT PERMITS A PERSON TO CARRY A FIREARM AT PLACE DESCRIBED IN SUBSECTION (1)(b) OF THIS SECTION.

(5) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "GOVERNING BODY" HAS THE SAME MEANING SET FORTH IN SECTION 29-1-102.

(b) "LOCAL GOVERNMENT" MEANS ANY CITY, COUNTY, CITY AND COUNTY, SPECIAL DISTRICT, OR OTHER POLITICAL SUBDIVISION OF THIS STATE, OR ANY DEPARTMENT, AGENCY, OR INSTRUMENTALITY THEREOF.

**SECTION 3.** In Colorado Revised Statutes, 18-12-105.5, **amend** (1)(a), (1)(b)(II), (3) introductory portion, (3)(d.5), and (3)(h); **repeal** (3)(d); and **add** (1)(a.5), (3)(i), and (3)(j) as follows:

**18-12-105.5. Unlawfully carrying a weapon - unlawful possession of weapons - school, college, or university grounds.** (1) (a) A person shall not knowingly and unlawfully and without legal authority carry, bring, or have in the person's possession a deadly weapon as defined in section 18-1-901 (3)(e) THAT IS NOT A FIREARM in or on the real estate and all improvements erected thereon of any public or private elementary, middle, junior high, high, or vocational school or any public or private college, university, or seminary; except for the purpose of presenting an authorized public demonstration or exhibition pursuant to instruction in conjunction with an organized school or class, for the purpose of carrying out the necessary duties and functions of an employee of an educational institution that require the use of a deadly weapon THAT IS NOT A FIREARM, or for the purpose of participation in an authorized extracurricular activity or on an athletic team.

(a.5) A PERSON SHALL NOT KNOWINGLY CARRY A FIREARM, EITHER OPENLY OR CONCEALED, IN OR ON THE REAL ESTATE AND ALL IMPROVEMENTS ERECTED THEREON OF ANY PUBLIC OR PRIVATE PRESCHOOL; PUBLIC OR PRIVATE ELEMENTARY, MIDDLE, JUNIOR HIGH, HIGH, OR VOCATIONAL SCHOOL; OR ANY PUBLIC OR PRIVATE COLLEGE, UNIVERSITY, OR SEMINARY; EXCEPT FOR THE PURPOSE OF PRESENTING AN AUTHORIZED PUBLIC DEMONSTRATION OR EXHIBITION PURSUANT TO INSTRUCTION IN CONJUNCTION WITH AN ORGANIZED SCHOOL OR CLASS, FOR THE PURPOSE OF CARRYING OUT THE NECESSARY DUTIES AND FUNCTIONS OF AN EMPLOYEE OF AN EDUCATIONAL INSTITUTION THAT REQUIRE THE USE OF A FIREARM, OR FOR THE PURPOSE OF PARTICIPATION IN AN AUTHORIZED EXTRACURRICULAR ACTIVITY OR ON AN ATHLETIC TEAM.

(b) (II) A person who violates ~~subsection (1)(a)~~ SUBSECTION (1)(a.5) of this section commits a ~~class 5 felony if the weapon involved is a firearm, as defined in section 18-1-901~~ CLASS 1 MISDEMEANOR.

(3) It ~~shall not be~~ IS NOT an offense under this section if:

(d) ~~The person, at the time of carrying a concealed weapon, held a valid written permit to carry a concealed weapon issued pursuant to section 18-12-105.1, as said section existed prior to its repeal, except that it shall be an offense under this section if the person was carrying a concealed handgun in violation of the provisions of section 18-12-214 (3), or~~

(d.5) The weapon involved was a handgun, ~~and~~ the person held a valid permit to carry a concealed handgun or a temporary emergency permit issued pursuant to part 2 of this ~~article, except that it shall be an offense under this section if the person was carrying a concealed handgun in violation of the provisions of~~ ARTICLE 12, AND THE PERSON IS CARRYING THE HANDGUN:

(I) ON THE REAL PROPERTY, OR INTO ANY IMPROVEMENTS ERECTED THEREON, OF A PUBLIC ELEMENTARY, MIDDLE, JUNIOR HIGH, OR HIGH SCHOOL

IN ACCORDANCE WITH THE AUTHORITY GRANTED PURSUANT TO section 18-12-214 (3); or

(II) IN A PARKING AREA OF A PRESCHOOL OR A PUBLIC OR PRIVATE COLLEGE, UNIVERSITY, OR SEMINARY; OR

(h) The person has possession of the weapon for use in an educational program approved by a school, which program includes, but ~~shall not be~~ IS NOT limited to, any course designed for the repair or maintenance of weapons; OR

(i) THE WEAPON INVOLVED IS A FIREARM; THE PERSON CARRYING THE FIREARM IS EMPLOYED OR RETAINED AS SECURITY PERSONNEL BY A PRESCHOOL OR A PUBLIC OR PRIVATE COLLEGE, UNIVERSITY, OR SEMINARY; AND THE PERSON IS CARRYING THE FIREARM WHILE ENGAGED IN THE PERSON'S OFFICIAL DUTIES AS SECURITY PERSONNEL; OR

(j) A PRESCHOOL IS ON THE SAME REAL ESTATE AS ANOTHER BUILDING OR IMPROVEMENT THAT IS NOT A SCHOOL AND THAT IS OPEN TO THE PUBLIC AND THE PERSON IS CARRYING A FIREARM ON AN AREA OF REAL ESTATE OR ANY IMPROVEMENT THEREON THAT IS NOT DESIGNATED AS A PRESCHOOL.

**SECTION 4.** In Colorado Revised Statutes, 1-13-724, **amend** (1)(a)(III), (1)(b)(I), (3)(a), (3)(b), (3)(c) introductory portion, and (3)(c)(I) as follows:

**1-13-724. Unlawfully carrying a firearm at a polling location or drop box - exception - legislative declaration.** (1) (a) The general assembly finds and declares that:

(III) ~~Openly carried~~ Firearms in or near a polling location or drop box may intimidate, threaten, or coerce voters, affecting Coloradans' exercise of their voting rights; and

(b) The general assembly further declares that:

(I) Regulating ~~openly carried~~ firearms at polling locations and drop boxes is substantially related to the general assembly's interest in ensuring all Colorado voters have the right to vote in an environment that is safe FROM GUN VIOLENCE and free from intimidation;

(3) (a) It is unlawful for any person to ~~openly~~ carry a firearm, as defined in section 18-1-901 (3)(h), within any polling location, or within one hundred feet of a drop box or any building in which a polling location is located, as publicly posted by the designated election official, on the day of any election or during the time when voting is permitted for any election. The designated election official responsible for any central count facility, polling location, or drop box involved in that election cycle shall visibly place a sign notifying persons of the one-hundred-foot no ~~open~~ carry zone for firearms required pursuant to this section.

(b) It is unlawful for any person to ~~openly~~ carry a firearm, as defined in section 18-1-901 (3)(h), within a central count facility, or within one hundred feet of any building in which a central count facility is located, during any ongoing election administration activity related to an active election conducted by the designated election official, as publicly posted by the designated election official.

(c) This ~~subsection (1)~~ SUBSECTION (3) does not apply to:

(I) A person who ~~openly~~ carries a firearm that the person owns on the person's private property that is within the one-hundred-foot buffer zone or while traveling directly between the person's private property and a place outside the one-hundred-foot buffer zone; or

**SECTION 5.** In Colorado Revised Statutes, 18-12-105, **amend** (1) introductory portion, (1)(c), and (2) introductory portion; and **add** (2)(b.5) as follows:

**18-12-105. Unlawfully carrying a concealed weapon - unlawful possession of weapons.** (1) A person commits a class 1 misdemeanor if ~~such~~ THE person knowingly and unlawfully:

(c) Without legal authority, carries, brings, or has in ~~such~~ THE person's possession ~~a firearm or~~ any explosive, incendiary, or other dangerous device on the property of or within any building in which the chambers, galleries, or offices of the general assembly, or either house thereof, are located, or in which a legislative hearing or meeting is being or is to be conducted, or in which the official office of any member, officer, or employee of the general assembly is located.

(2) It ~~shall not be~~ IS NOT an offense PURSUANT TO THIS SECTION if the defendant was:

(b.5) CARRYING A CONCEALED FIREARM AT A SPECIFIC LOCATION IN VIOLATION OF SECTION 1-13-724, 18-12-105.3, OR 18-12-105.5.

**SECTION 6.** In Colorado Revised Statutes, 18-12-214, **amend** (3.5) as follows:

**18-12-214. Authority granted by permit - carrying restrictions - local authority.** (3.5) A permit issued pursuant to this part 2 does not authorize a person to carry a concealed handgun:

(a) Onto the real property, or into any improvements erected thereon, of a PRESCHOOL OR A public OR PRIVATE college, ~~or~~ university, ~~if the carrying of concealed handguns is prohibited by the governing board of the college or university~~ OR SEMINARY IN VIOLATION OF SECTION 18-12-105.5;

(b) IN A GOVERNMENT BUILDING IN VIOLATION OF SECTION 18-12-105.3;

(c) AT A POLLING LOCATION, DROP BOX, OR CENTRAL COUNT FACILITY, IN VIOLATION OF SECTION 1-13-724.".

Renumber succeeding sections accordingly.

Page 1, strike line 102 and substitute "**SPACES RECOGNIZED BY THE UNITED STATES SUPREME COURT AS PLACES AT WHICH LONGSTANDING LAWS PROHIBITED CARRYING FIREARMS.**".

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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:

**HB24-1225** by Representative(s) Duran and Lynch; also Senator(s) Fields and Gardner--Concerning procedures in murder in the first degree cases, and, in connection therewith, an exception to the right to bail for cases of murder in the first degree when proof is evident or presumption is great.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | E | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Cutter, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Simpson, Smallwood, Sullivan, Van Winkle, Will, and Winter F.

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At the order of the President, Senators Bridges and Marchman were added to the current roll call.

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On motion of Majority Leader Rodriguez, 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

**SJR24-011** by Senator(s) Baisley and Bridges; also Representative(s) Valdez and Soper--Concerning the recognition of Colorado's globally competitive quantum technology industry.

On motion of Senator Bridges, the resolution was read at length and **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | E | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

Co-sponsor(s) added: Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Gardner, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Winter F., and Zenzinger.

**SR24-004** by Senator(s) **Cutter and Fields**; --Concerning the effort to acknowledge and enshrine in the Constitution the rights of women in the United States.

Laid over to the end of the calendar.

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Senate in recess. Senate reconvened.

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On motion of Majority Leader Rodriguez, 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 Hinrichsen.

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At the order of the President, Senator Fields was added to the current roll call.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HCR24-1002** by Representative(s) Duran and Lynch; also Senator(s) Fields and Gardner--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning creating an exception to the right to bail for cases of murder in the first degree when proof is evident or presumption is great.

The question being "Shall the concurrent resolution pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A constitutional two-thirds of all members elected to the Senate having voted in the affirmative, the concurrent resolution was **passed**.

Co-sponsor(s) added: Baisley, Bridges, Buckner, Coleman, Cutter, Danielson, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Priola, Rich, Roberts, Rodriguez, Simpson, Smallwood, Sullivan, Van Winkle, Will, Zenzinger.

**HB24-1248** by Representative(s) Snyder and Soper; also Senator(s) Gardner--Concerning the "Uniform Non-Testamentary Electronic Estate Planning Documents Act".

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Ginal, Gonzales, Kolker, Lundeen, Priola, Rich, Roberts, and Smallwood.

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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.

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## 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:

**HB24-1039** by Representative(s) Vigil and Titone; also Senator(s) Winter F. and Marchman--Concerning non-legal name changes for students in schools.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 26, page(s) 593-595 and placed in members' bill files.)

Amendment No. 2(L.015), by Senator Winter.

Amend the Education Committee Report, dated March 25, 2024, page 1, line 26, after "PUBLIC SCHOOL" insert "EMPLOYEE, EDUCATOR, AND CONTRACTOR AS DEFINED IN SECTION 22-1-143".

Page 2, line 7, strike "(2)." and substitute "(2) OR FILE A COMPLAINT UNDER THE PUBLIC SCHOOL'S OR LOCAL EDUCATION PROVIDER'S POLICY ADOPTED PURSUANT TO TITLE IX OF THE FEDERAL "EDUCATION AMENDMENTS OF 1972", 20 U.S.C. SECS. 1681 ET SEQ., AS AMENDED.".

Page 2, strike lines 2 and 3 and substitute:

"(3) UNLESS DONE AT A STUDENT'S REQUEST, KNOWINGLY OR INTENTIONALLY USING A NAME OTHER THAN THE STUDENT'S CHOSEN NAME OR THE KNOWING OR INTENTIONAL AVOIDANCE OR REFUSAL TO USE A STUDENT'S CHOSEN NAME IS DISCRIMINATORY.".

Amendment No. 3(L.017), by Senator Lundeen.

Amend Education Committee Report, dated March 25, 2024, page 2, line 12, after "RECORDS." insert: "A WRITTEN POLICY ADOPTED PURSUANT TO THIS SUBSECTION (5) MUST COMPLY WITH THE FEDERAL "FAMILY EDUCATIONAL RIGHTS AND PRIVACY ACT OF 1974", 20 U.S.C. SEC. 1232g, AS AMENDED, AND SECTION 22-1-123.".

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.)

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## AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

**HB24-1039** by Representative(s) Vigil and Titone; also Senator(s) Winter F. and Marchman--Concerning non-legal name changes for students in schools.

Senator Rich moved to amend the Report of the Committee of the Whole to show that the following Rich floor amendment, (L.014) to HB24-1039, did pass.

Amend the Education Committee Report, dated March 25, 2024, page 1, strike lines 26 and 27.

Page 2 of the report, strike line 1 and substitute:
"(2) (a) Upon a student's request to be addressed by a chosen name, the public school must notify the student's parent or legal guardian in writing and request permission to address the student by the student's requested chosen name.
(b) If a student's parent or legal guardian gives the public school permission to address the student by the student's requested chosen name, the public school must address the student by the student's chosen name in school and during extracurricular activities.
(c) A local education provider shall implement a written policy detailing how the local education provider will implement and comply with the requirements of subsections (2)(a) and (2)(b) of this section and may include a process for including a student's chosen name on school records.".

Page 2 of the report, strike lines 8 through 12.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 13 | NO | 22 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | Y | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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Senator Rich moved to amend the Report of the Committee of the Whole to show that the following Rich floor amendment, (L.016) to HB24-1039, did pass.

Amend Education Committee Report, dated March 25, 2024, page 1, strike lines 26 and 27.

Page 2 of the report, strike line 1, and substitute:

(2) (a) Upon a student's request to be addressed by a chosen name, the public school shall notify the student's parent or legal guardian in writing of the student's request to be addressed by the student's chosen name in school and during extracurricular activities. The public school must save a copy of the written notification in the student's record.
(b) The department of education shall create a notification form for public schools to use to notify a student's parent or legal guardian pursuant to subsection (2)(a) of this section.
(c) A local education provider shall implement a written policy detailing how the local education provider will implement and comply with the requirements of subsections (2)(a) and (2)(b) of this section and may include a process for including a student's chosen name on school records.

Page 2 of the report, strike lines 8 through 12.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 13 | NO | 22 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | Y | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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Senator Van Winkle moved to amend the Report of the Committee of the Whole to show that the following Van Winkle floor amendment, (L.020) to HB24-1039, did pass.

Amend Education Committee Report, dated March 25, 2024, page 2, line 1, after "activities." add "Upon a student's request to be addressed by a chosen name, the public school must notify the student's parent or legal guardian."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 12 | NO | 23 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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## ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: HB24-1039 as amended.

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## CONSIDERATION OF RESOLUTIONS

**SR24-004** by Senator(s) **Cutter and Fields**; --Concerning the effort to acknowledge and enshrine in the Constitution the rights of women in the United States.

On motion of Senator Cutter, the resolution was **adopted** by the following roll call vote:

| YES | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

Co-sponsor(s) added: Bridges, Buckner, Coleman, Danielson, Exum, Fenberg, Ginal, Gonzales, Hansen, Hinrichsen, Jaquez Lewis, Marchman, Michaelson Jenet, Mullica, Priola, Roberts, Rodriguez, Sullivan, and Winter F.

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SB24-017, 071, 074, 079, 093, and 105; HB24-1013, 1035, 1041, 1067, 1086, 1103, 1139, 1155; and HJR24-1020.

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## DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, March 28, 2024, at 11:10 AM:
SB24-017, 071, 074, 079, 093, 105.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Friday, March 28, was laid over until Monday, April 1, retaining its place on the calendar.

Third Reading of Bills -- Final Passage: HB24-1039.
General Orders -- Second Reading of Bills -- Consent Calendar: SB24-169.
General Orders -- Second Reading of Bills: HB24-1259 and HB24-1011.

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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 **HB24-1002** be referred to the Committee on Appropriations with favorable recommendation.

Finance — After consideration on the merits, the Committee recommends that **SB24-180** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Local Government & Housing — After consideration on the merits, the Committee recommends that **SB24-179** be referred to the Committee on Appropriations with favorable recommendation.

Local Government & Housing — After consideration on the merits, the Committee recommends that **SB24-183** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, lines 5 and 6, strike "THIS SENATE BILL 24-_____," and substitute "SENATE BILL 24-183,".

Page 3, line 9, strike "THIS SENATE BILL 24-_____," and substitute "SENATE BILL 24-183,".

Page 3, after line 16 insert:

"(b) NOTWITHSTANDING SECTION 39-10-104.5, DELINQUENT INTEREST DOES NOT ACCRUE ON ANY TAX DEBT OWED IN CONNECTION WITH A MOBILE HOME FOR THE PERIOD FOR WHICH ENFORCEMENT OF COLLECTION OF THE TAX DEBT IS PROHIBITED PURSUANT TO SUBSECTION (2.5)(a) OF THIS SECTION.".

Reletter succeeding paragraph accordingly.

Page 3, after line 18 insert:

"**SECTION 2.** In Colorado Revised States, 39-10-104.5, **add** (15) as follows:

**39-10-104.5. Payment dates - optional payment dates - failure to pay - delinquency - repeal.** (15) (a) NOTWITHSTANDING ANY OTHER LAW TO THE CONTRARY AND IN ACCORDANCE WITH SECTION 39-10-111.5 (2.5)(b), DELINQUENT INTEREST DOES NOT ACCRUE ON ANY TAX DEBT OWED IN CONNECTION WITH A MOBILE HOME THAT IS SUBJECT TO THE COLLECTION PROVISIONS OF SECTION 39-10-111.5.

(b) THIS SUBSECTION (15) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2025.".

Renumber succeeding sections accordingly.

Page 5, line 15, strike "THIS SENATE BILL 24-_____." and substitute "SENATE BILL 24-183, ENACTED IN 2024.".

Local Government & Housing — After consideration on the merits, the Committee recommends that **HB24-1275** be referred to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology — After consideration on the merits, the Committee recommends that **HB24-1234** be referred to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs — After consideration on the merits, the Committee recommends that **SB24-1150** be referred to the Committee of the Whole with favorable recommendation.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-190** by Senator(s) Roberts, Will, Winter F.; also Representative(s) Lukens and McCluskie, Amabile, Catlin, McLachlan, Soper, Titone, Velasco--Concerning economic measures related to coal transition communities, and, in connection therewith, creating an income tax credit for qualified costs incurred in the use of certain freight rail lines; creating an income tax credit for qualified costs incurred in the maintenance, operation, and improvement of certain rail lines; expanding the rural opportunity office's duties in relation to coal transition communities; allowing coal transition communities to qualify as enterprise zones and enhanced rural enterprise zones; restricting the length of contracts that allow use of the Moffat tunnel; and restricting the ability to purchase real property interests of the Moffat tunnel improvement district.
Finance

**HB24-1334** by Representative(s) Boesenecker; also Senator(s) Hansen--Concerning the authorization of a broadband provider's installation of necessary broadband infrastructure in multiunit buildings, and, in connection therewith, specifying legal obligations and rights relating to the installation of broadband infrastructure in such buildings.
Business, Labor, & Technology

**HB24-1348** by Representative(s) Velasco and Garcia; also Senator(s) Jaquez Lewis and Fields--Concerning a requirement to securely store a firearm in a vehicle.
State, Veterans, & Military Affairs

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## APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Fields, Chair, Pelton, B., and Roberts as Senate conferees on the first conference committee on **SB24-035**.

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## MESSAGE FROM THE GOVERNOR

Appointment — A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

March 14, 2024

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, 2027:

Howard Richards Sr. of Igancio, Colorado, a Democrat, and a veteran who has been honorably released or separated from the Armed Forces of the United States, occasioned by the resignation of Frederick Korb III of Parker, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 3/18/24
Ryan Breitweiser, Journal Clerk

Committee on State, Veterans, & Military Affairs

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On motion of Majority Leader Rodriguez, the Senate adjourned until 10:00 a.m., Monday, April 1, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

80th Legislative Day Friday, March 29, 2024

THE SENATE DID NOT CONVENE ON THIS DAY
DUE TO OBSERVANCE OF GOOD FRIDAY

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

83rd Legislative Day — Monday, April 1, 2024

Prayer — By Senator Rich.

Call to Order — By the President at 10:00 a.m.

Roll Call — Present--33
Excused--2, Danielson, Gardner

Quorum — The President announced a quorum present.

Pledge — By Senator Cutter.

Approval of the Journal — On motion of Senator Rich, the Journal of Thursday, March 28, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-190.
**Correctly Engrossed:** SJR24-011; SR24-004.
**Correctly Revised:** HB24-1039.
**Correctly Rerevised:** HB24-1225 and 1248; HCR24-1002.

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## COMMITTEE OF REFERENCE REPORTS

Agriculture & Natural Resources — After consideration on the merits, the Committee recommends that **SB24-159** be postponed indefinitely.

Health & Human Services — After consideration on the merits, the Committee recommends that **SB24-163** be postponed indefinitely.

Health & Human Services — After consideration on the merits, the Committee recommends that **SB24-175** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 6, line 1, strike "INITIATIVE," and substitute "INITIATIVE AND".

Page 6, strike lines 2 through 5 and substitute "PERINATAL QUALITY COLLABORATIVE DEFINED IN SECTION 25-52-103 (3).".

Page 6, line 23, strike "**hospital**" and substitute "**perinatal health quality improvement**".

Page 7, strike lines 1 through 4 and substitute "PEOPLE WHO ARE AMERICAN INDIAN/ALASKA NATIVE ARE NEARLY THREE TIMES MORE LIKELY TO DIE DURING PREGNANCY OR WITHIN ONE YEAR POSTPARTUM THAN THE OVERALL POPULATION OF THOSE GIVING BIRTH IN COLORADO;

(b) BIRTHING PEOPLE WHO ARE BLACK ARE NEARLY TWO TIMES MORE LIKELY TO DIE DURING PREGNANCY OR WITHIN ONE YEAR POSTPARTUM THAN THE OVERALL POPULATION OF THOSE GIVING BIRTH IN COLORADO;".

Reletter succeeding paragraphs accordingly.

Page 8, lines 17 and 18, strike "LABOR AND DELIVERY OR NEONATAL" and substitute "NONEMERGENT PERINATAL".

Page 9, line 5, after "IN" insert "RURAL AND".

Page 9, line 23, after the period add "THE PERINATAL QUALITY COLLABORATIVE SHALL DEVELOP A DATA-SHARING AGREEMENT WITH THE DEPARTMENT TO IDENTIFY SPECIFIC VITAL STATISTICS DATA THAT MUST BE SHARED. THE DATA-SHARING AGREEMENT MUST ADDRESS THE CONFIDENTIALITY OF DATA TO ENSURE THAT DATA SHARING IS PROTECTED.".

Page 9, line 26, strike "SUBMIT ANNUALLY" and substitute "NO LATER THAN JULY 1, 2025, AND NO LATER THAN JULY 1 EACH YEAR THEREAFTER, SUBMIT".

Page 9, line 27, strike "COLLABORATIVE" and substitute "COLLABORATIVE, EITHER DIRECTLY OR THROUGH A STATEWIDE ASSOCIATION OF HOSPITALS,".

Page 10, line 12, strike "BIRTH;" and substitute "BIRTH; AND".

Page 10, line 13, strike "PARTICIPATE" and substitute "BEGINNING DECEMBER 15, 2025, PARTICIPATE".

Page 10, line 20, strike "MORBIDITY; AND" and substitute "MORBIDITY.".

Page 10, strike lines 21 through 27.

Page 11, strike lines 1 through 9.

Page 11, line 10, strike "**Hospital perinatal**" and substitute "**Perinatal**".

Page 11, line 13, strike "WITHOUT" and substitute "AND FACILITIES THAT PROVIDE EMERGENT LABOR AND DELIVERY OR PERINATAL CARE SERVICES THAT DO NOT HAVE".

Page 11, line 17, after "HOSPITALS" insert "AND FACILITIES THAT PROVIDE EMERGENT LABOR AND DELIVERY OR PERINATAL CARE SERVICES".

Page 11, line 20, after "HOSPITAL" insert "OR FACILITY".

Page 11, line 23, strike "HOSPITAL." and insert "HOSPITAL OR FACILITY.".

Page 11, line 25, after "HOSPITALS" insert "AND FACILITIES".

Page 12, line 4, after "HOSPITALS" insert "AND FACILITIES".

Page 12, line 6, strike "DEDICATED QUALITY IMPROVEMENT," and substitute "QUALITY IMPROVEMENT, INCLUDING DEDICATED".

Page 12, strike line 15 and substitute:

"(II) NO LATER THAN JULY 1, 2026, AND NO LATER THAN JULY 1 EACH YEAR THEREAFTER, ISSUE A REPORT TO THE DEPARTMENT CONCERNING:

(A) CLINICAL".

Page 12, line 24, strike "MORBIDITY." and substitute "MORBIDITY;".

Page 12, after line 24 insert:

"(B) HOSPITAL PARTICIPATION IN MATERNAL AND INFANT PERINATAL QUALITY IMPROVEMENT INITIATIVES PURSUANT TO SUBSECTION (4)(b) OF THIS SECTION;

(C) IMPLEMENTATION OF THE FEDERAL HEALTH RESOURCES AND SERVICES ADMINISTRATION MATERNAL AND CHILD HEALTH BUREAU'S AND AMERICAN COLLEGE OF OBSTETRICIANS AND GYNECOLOGISTS' ALLIANCE FOR INNOVATION ON MATERNAL HEALTH PATIENT SAFETY BUNDLES AND RELATED PERFORMANCE METRICS, INCLUDING THE STATUS OF ADDRESSING DRIVERS OF PERINATAL HEALTH DISPARITIES AND MATERNAL AND INFANT MORTALITY AND MORBIDITY AS DESCRIBED IN SUBSECTION (4)(a) OF THIS SECTION; AND

(D) AREAS OF OPPORTUNITY FOR ONGOING IMPROVEMENT.".

Page 13, line 1, strike the second "THE" and substitute "AN AGGREGATED AND DE-IDENTIFIED".

Page 13, after line 4 insert:

"(c) THE PERINATAL QUALITY COLLABORATIVE SHALL CONSULT WITH A STATEWIDE ASSOCIATION OF HOSPITALS AND WITH DIVERSE HOSPITAL LEADERSHIP TO SUPPORT ONGOING HOSPITAL ENGAGEMENT IN QUALITY IMPROVEMENT AND TO ADVISE PRACTITIONERS IN CLINICAL SETTINGS ACROSS THE STATE ON THE ADVANCEMENT OF BEST PRACTICES TO REDUCE MATERNAL AND INFANT MORTALITY AND MORBIDITY.

(d) DATA SUBMITTED PURSUANT TO SUBSECTION (4)(a) OF THIS SECTION IS CONSIDERED CONFIDENTIAL AND PROPRIETARY, CONTAINS TRADE SECRETS, OR IS NOT A PUBLIC RECORD PURSUANT TO PART 2 OF ARTICLE 72 OF TITLE 24 AND IS ONLY REPORTABLE IN AN AGGREGATED AND DE-IDENTIFIED MANNER.".

Page 13, strike lines 5 through 14 and substitute:

"**SECTION 5.** In Colorado Revised Statutes, **add** 25.5-5-517 as follows:

**25.5-5-517. Coverage for choline dietary supplements.** (1) NO LATER THAN JULY 1, 2025, THE STATE BOARD SHALL PROMULGATE RULES TO INCLUDE COVERAGE UNDER THE MEDICAL ASSISTANCE PROGRAM FOR OVER-THE-COUNTER CHOLINE DIETARY SUPPLEMENTS FOR PREGNANT PERSONS.

(2) THE STATE DEPARTMENT SHALL SEEK FEDERAL APPROVAL, AS NECESSARY, FOR THE COVERAGE DESCRIBED IN SUBSECTION (1) OF THIS SECTION.".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB24-167** 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, 25-27-102, **add** (2.5), (2.7), (9.3), (9.5), and (10.5) as follows:

**25-27-102. Definitions.** As used in this article 27, unless the context otherwise requires:

(2.5) "DIRECT CARE WORKER" MEANS AN EMPLOYEE WHO PROVIDES HANDS-ON CARE, SERVICES, AND SUPPORT TO RESIDENTS OF AN ASSISTED LIVING RESIDENCE.

(2.7) "FIT TEST" MEANS A TEST PROTOCOL CONDUCTED TO VERIFY THAT A RESPIRATOR OR MASK IS BOTH COMFORTABLE AND PROVIDES THE WEARER WITH THE EXPECTED PROTECTION.

(9.3) "PORTABLE TEST" MEANS THE FOLLOWING TESTS FOR WHICH, WHEN SUCCESSFULLY COMPLETED BY AN INDIVIDUAL, THE INDIVIDUAL IS PROVIDED A CERTIFICATION OF COMPLETION THAT MAY BE TRANSFERRED FROM ONE ASSISTED LIVING RESIDENCE TO ANOTHER IN ACCORDANCE WITH THIS SECTION:

(a) A FIT TEST; AND

(b) A TUBERCULOSIS TEST.

(9.5) "PORTABLE TRAINING" MEANS THE FOLLOWING TRAINING FOR WHICH, WHEN SUCCESSFULLY COMPLETED BY AN INDIVIDUAL, THE INDIVIDUAL IS PROVIDED A CERTIFICATION OF COMPLETION THAT MAY BE TRANSFERRED FROM ONE ASSISTED LIVING RESIDENCE TO ANOTHER IN ACCORDANCE WITH THIS SECTION:

(a) HAND HYGIENE AND INFECTION CONTROL;

(b) BASIC FIRST AID;
(c) RESIDENT RIGHTS;
(d) PERSON-CENTERED CARE;
(e) FALL PREVENTION;
(f) LIFT ASSISTANCE; AND
(g) FOOD SAFETY.

(10.5) "QUALIFIED MEDICATION ADMINISTRATION PERSONNEL" MEANS AN INDIVIDUAL WHO HAS PASSED A COMPETENCY EVALUATION ADMINISTERED BY AN APPROVED TRAINING ENTITY ON OR AFTER JULY 1, 2017, AND WHOSE NAME APPEARS ON THE DEPARTMENT'S LIST OF INDIVIDUALS WHO HAVE PASSED THE REQUISITE COMPETENCY EVALUATION.

**SECTION 2.** In Colorado Revised Statutes, **add** 25-27-114 as follows:

**25-27-114. Direct care workers in assisted living residences - training - portability - rules.** (1) (a) IF AN OPERATOR OF AN ASSISTED LIVING RESIDENCE PROVIDES OR PAYS FOR A PORTABLE TEST FOR A DIRECT CARE WORKER OR FOR QUALIFIED MEDICATION ADMINISTRATION PERSONNEL EMPLOYED BY THE ASSISTED LIVING RESIDENCE, THE OPERATOR SHALL MAKE THE RESULTS OF THE TEST AVAILABLE TO THE DIRECT CARE WORKER OR QUALIFIED MEDICATION ADMINISTRATION PERSONNEL UPON COMPLETION OF THE TEST.

(b) IF, UPON HIRE BY AN ASSISTED LIVING RESIDENCE, A NEW EMPLOYEE PROVIDES PROOF OF COMPLETION OF A PORTABLE TEST, THE OPERATOR OF THE ASSISTED LIVING RESIDENCE MAY DETERMINE THAT THE INDIVIDUAL HAS SATISFIED RELATED TESTING REQUIREMENTS OR REQUIRE THE INDIVIDUAL TO COMPLETE NEW TESTING.

(c) THE RESULTS OF A TUBERCULOSIS TEST MAY BE ACCEPTED FOR PURPOSES OF NEW EMPLOYMENT RECORDS IF PRESENTED TO THE NEW EMPLOYER WITHIN TWO YEARS AFTER THE TESTING DATE. NOTWITHSTANDING ANY PROVISION OF THIS SECTION, THE DEPARTMENT MAY REQUIRE ADDITIONAL TESTING AS DETERMINED THROUGH ADMINISTRATIVE ACTION, NOTICE, RULE, OR STATE LAW.

(2) IF AN OPERATOR OF AN ASSISTED LIVING RESIDENCE PROVIDES OR PAYS FOR PORTABLE TRAINING FOR A DIRECT CARE WORKER OR QUALIFIED MEDICATION ADMINISTRATION PERSONNEL EMPLOYED BY THE OPERATOR, UPON COMPLETION OF THE TRAINING, THE OPERATOR OR THE ENTITY THAT PROVIDES THE TRAINING SHALL PROVIDE THE INDIVIDUAL WHO COMPLETES THE TRAINING WITH A CERTIFICATE OF COMPLETION. THE CERTIFICATE OF COMPLETION MUST INCLUDE:

(a) THE TOPIC COVERED;
(b) THE DATE OF THE TRAINING;
(c) THE INDIVIDUAL OR ENTITY THAT PROVIDED THE TRAINING;
(d) DOCUMENTATION OF COMPETENCY IN THE SPECIFIC TOPIC OF THE TRAINING; AND
(e) ADDITIONAL ELEMENTS AS DETERMINED BY RULE OF THE DEPARTMENT.

(3) (a) IF, UPON HIRE BY AN ASSISTED LIVING RESIDENCE, A NEW DIRECT CARE WORKER PROVIDES PROOF OF COMPLETION OF PORTABLE TRAINING, THE ASSISTED LIVING RESIDENCE SHALL ENSURE, IN A FORM AND MANNER DETERMINED BY THE OPERATOR, THAT THE DIRECT CARE WORKER HAS SATISFIED THE RELATED PORTABLE TRAINING REQUIREMENTS IN ORDER TO ENSURE THAT EACH DIRECT CARE WORKER CAN SAFELY CARRY OUT THE DUTIES AND RESPONSIBILITIES FOR THE CARE AND PROVISION OF SERVICES TO RESIDENTS.

(b) IN ADDITION TO PORTABLE TRAINING, THE OPERATOR OF AN ASSISTED LIVING RESIDENCE SHALL ENSURE THAT EACH DIRECT CARE WORKER RECEIVES ANY TRAINING REQUIRED BY RULES ADOPTED BY THE STATE BOARD, OR AS SET FORTH IN STATE LAW, WITHIN THE TIMELINES SET BY STATE LAW OR RULE.

(4) THE DEPARTMENT SHALL ACCEPT PROOF OF A PORTABLE TEST OR A CERTIFICATE FOR PORTABLE TRAINING THAT IS DEEMED SUFFICIENT BY AN ASSISTED LIVING RESIDENCE OPERATOR AS PROOF OF COMPLETION OF A TEST OR TRAINING. THE DEPARTMENT MAY, BUT IS NOT REQUIRED TO, PROMULGATES RULES TO DEFINE OTHER TESTS OR TRAININGS AS PORTABLE.

(5) IF AN ASSISTED LIVING RESIDENCE OPERATOR ACCEPTS PROOF OF TRAINING CONDUCTED BY ANOTHER ENTITY, THE ASSISTED LIVING RESIDENCE OPERATOR SHALL ENSURE COMPETENCY IN A FORM AND MANNER TO BE DETERMINED BY THE OPERATOR IN ORDER TO ENSURE PRIOR EDUCATION AND

TRAINING ARE SUFFICIENT FOR THE DIRECT CARE WORKER TO SAFELY CARRY OUT THE DIRECT CARE WORKER'S DUTIES AND RESPONSIBILITIES. AN ASSISTED LIVING RESIDENCE THAT CURRENTLY EMPLOYS A DIRECT CARE WORKER IS LIABLE FOR ANY ACTS OR OMISSIONS BY THE DIRECT CARE WORKER EMPLOYEE THAT ARE DIRECTLY RELATED TO THE EMPLOYEE'S PREVIOUS TRAINING AND THE ACCEPTANCE OF THE CERTIFICATION OF COMPLETION OF THAT TRAINING BY THE ASSISTED LIVING RESIDENCE.

**SECTION 3. Act subject to petition - effective date.** This act takes effect January 1, 2025; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect January 1, 2025, or on the date of the official declaration of the vote thereon by the governor, whichever is later.".

Health & Human Services

After consideration on the merits, the Committee recommends that **HB24-1256** 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 **HB24-1017** 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
SOLID AND HAZARDOUS WASTE COMMISSION

for terms expiring August 1, 2026:

James Spaanstra of Dillon, Colorado, to serve as a representative of a regulated community, appointed;

Mark Keyes of Severance, Colorado, to serve as a representative of a regulated community, reappointed.

Health & Human Services

The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
PRESCRIPTION DRUG AFFORDABILITY REVIEW BOARD

for terms expiring September 27, 2026:

Catherine Harsbarger of Holyoke, Colorado, reappointed;

Amarylis "Amy" Gutierrez, PharmD, of Aurora, Colorado, reappointed.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB24-153** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, strike everything below the enacting clause and substitute:

"**SECTION 1.** In Colorado Revised Statutes, 24-90-105.5, **amend** (5); and **add** (6) as follows:

**24-90-105.5. Literacy support services for persons who are blind or print-disabled - authority of state librarian - fund.** (5) The general assembly

~~hereby~~ recognizes the importance of privately operated reading services to enable ~~those~~ persons who ~~cannot effectively read newspapers or other printed documents~~ ARE BLIND OR PRINT-DISABLED to gain access to ~~such~~ otherwise inaccessible print materials. The state librarian ~~shall have~~ HAS the authority to administer ~~funds~~ MONEY in the reading services for the blind cash fund, which is ~~hereby~~ created IN THE STATE TREASURY, for the support of ~~said~~ privately operated reading services. The fund ~~shall consist~~ CONSISTS of any public or private ~~moneys~~ MONEY transferred, appropriated, or otherwise credited ~~thereto~~ TO THE FUND. All ~~moneys~~ MONEY credited to the fund and all interest earned on the investment of ~~moneys~~ MONEY in the fund ~~shall be~~ IS a part of the fund and ~~shall~~ MUST not be transferred or credited to the general fund or to any other fund except as directed by the general assembly acting by bill. The general assembly shall make annual appropriations from the reading services for the blind cash fund to the state librarian to carry out the purposes of this ~~subsection (5)~~ SECTION.

(6) THE SERVICES AVAILABLE THROUGH PROVIDERS OF ON-DEMAND NEWS AND INFORMATION SERVICES TO COLORADANS WHO ARE BLIND OR PRINT-DISABLED MUST BE EXPANDED TO ENHANCE THE ABILITY OF COLORADANS WHO ARE BLIND OR PRINT-DISABLED TO USE THE ON-DEMAND AND INFORMATION SERVICES, AND TO INCREASE THE NUMBER OF COLORADANS WHO ARE BLIND OR PRINT-DISABLED WHO ARE AWARE OF SUCH SERVICES. THE ON-DEMAND NEWS AND INFORMATION SERVICES MUST BE EXPANDED TO INCLUDE AN ENLARGED ARRAY OF INFORMATION AND LITERACY SUPPORT SERVICES THROUGHOUT THE STATE, SUCH AS THE PROVISION OF INFORMATION ABOUT A VARIETY OF COMMUNICATION-RELATED ASSISTIVE TECHNOLOGIES AND BLINDNESS-RELATED SERVICES, INTRODUCTORY TRAINING, AND METHODS TO FIND AND USE ADDITIONAL RESOURCES IN OR NEAR COMMUNITIES WHERE A PERSON LIVES. THE EXPANDED SERVICES MAY INCLUDE, BUT ARE NOT LIMITED TO:

(a) INFORMATION SHARING, MARKETING OF EXPANDED SERVICES, AND OTHER METHODS FOR INFORMING PERSONS WHO ARE BLIND OR PRINT-DISABLED ABOUT THE AVAILABILITY OF THESE SERVICES;

(b) SUPPORT SERVICES FOR USERS TO RESOLVE TECHNICAL QUESTIONS ABOUT THE SERVICES OR THE DEVICES THAT MIGHT BE USED TO ACCESS THE INFORMATION AVAILABLE THROUGH THESE SERVICES; AND

(c) THE PROVISION OF INFORMATION ABOUT COMMUNICATION-RELATED ASSISTIVE TECHNOLOGIES.

**SECTION 2. Safety clause.** The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for the support and maintenance of the departments of the state and state institutions.".

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB24-129** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 11, strike "SUPPORTER,".

Page 3, line 21, strike "REQUIRED BY LAW;" and substitute "PERMITTED BY LAW OR IS NECESSARY TO ENFORCE OR ENSURE COMPLIANCE WITH THE LAW;".

Page 4, line 4, strike "(a)".

Page 4, line 5, strike "AS EXPRESSLY REQUIRED BY LAW," and substitute "AS OTHERWISE PERMITTED BY LAW OR AS IS NECESSARY TO ENFORCE OR ENSURE COMPLIANCE WITH THE STATE CONSTITUTION OR AN APPLICABLE FEDERAL, STATE, OR LOCAL STATUTE, CHARTER PROVISION, RESOLUTION, ORDINANCE, RULE, OR REGULATION,".

Page 4, line 6, strike "(I)" and substitute "(a)".

Page 4, line 10, strike "(II" and substitute "(b)".

Page 4, line 15, strike "(III)" and substitute "(c)".

Page 4, strike lines 21 through 27.

Page 5, strike lines 6 and 7 and substitute "JURISDICTION OR IS ISSUED UNDER THE AGENCY'S STATUTORY OR CONSTITUTIONAL AUTHORITY IN AN ADMINISTRATIVE, CIVIL, OR CRIMINAL FILING IN A COURT OF COMPETENT JURISDICTION OR IN AN ADMINISTRATIVE PROCEEDING BEFORE AN ADMINISTRATIVE LAW JUDGE, A HEARING OFFICER, OR OTHER DULY AUTHORIZED, QUASI-JUDICIAL OFFICIAL, INCLUDING THE INDEPENDENT ETHICS COMMISSION AS AUTHORIZED BY ARTICLE XXIX OF THE STATE CONSTITUTION;".

Page 5, strike lines 9 through 11 and substitute "PROCEDURE, A COURT OF COMPETENT JURISDICTION, AN ADMINISTRATIVE LAW JUDGE, A HEARING OFFICER, OR OTHER DULY AUTHORIZED, QUASI-JUDICIAL OFFICIAL, INCLUDING THE INDEPENDENT ETHICS COMMISSION AS AUTHORIZED BY ARTICLE XXIX OF THE STATE CONSTITUTION, ENTERS A PROTECTIVE ORDER PROHIBITING THE PUBLIC".

Page 5, strike lines 16 through 18 and substitute "BEFORE A COURT OF COMPETENT JURISDICTION, AN ADMINISTRATIVE LAW JUDGE, A HEARING OFFICER, OR OTHER DULY AUTHORIZED, QUASI-JUDICIAL OFFICIAL, INCLUDING THE INDEPENDENT ETHICS COMMISSION AS AUTHORIZED BY ARTICLE XXIX OF THE STATE CONSTITUTION;".

Page 6, line 10, after "STATUTE" insert "OR REGULATION".

Page 6, strike lines 11 and 12 and substitute "ORDER FOR AN APPLICANT TO QUALIFY FOR OR TO OPERATE A BUSINESS ACTIVITY IN THE STATE, SO LONG AS THE MEMBER-SPECIFIC DATA IS USED ONLY IN CONNECTION WITH THE SPECIFIC APPLICATION TO WHICH THE REQUEST RELATES AND FOR ANY RELATED PROCEEDINGS;".

Page 6, strike lines 14 through 19 and substitute "COMPLIANCE WITH FEDERAL OR STATE ANTITRUST STATUTES;

(j) THE MEMBER-SPECIFIC DATA IS SOUGHT BY A PUBLIC AGENCY INVESTIGATING ALLEGED VIOLATIONS OF STATE OR LOCAL CIVIL OR CRIMINAL LAWS AS PERMITTED OR EXPRESSLY REQUIRED BY LAW;

(k) THE MEMBER-SPECIFIC DATA IS COLLECTED AND USED FOR THE PURPOSE OF EVALUATING THE SUITABILITY OF APPLICANTS FOR, AND ANY POTENTIAL CONFLICTS OF INTEREST RESULTING FROM, EMPLOYMENT BY A PUBLIC AGENCY OR APPOINTMENTS TO STATE OR LOCAL BOARDS, COMMISSIONS, ADVISORY COMMITTEES, TASK FORCES, GRANT APPLICATION REVIEW COMMITTEES, OR COMPARABLE ENTITIES, SO LONG AS THE MEMBER-SPECIFIC DATA IS USED ONLY IN CONNECTION WITH THE SPECIFIC APPLICATION FOR AN APPOINTMENT TO WHICH THE REQUEST RELATES AND FOR ANY RELATED PROCEEDINGS;

(l) THE MEMBER-SPECIFIC DATA IS COLLECTED AND USED IN ORDER TO DETERMINE WHETHER A PERSON APPLYING FOR OR RENEWING ANY GRANT, BENEFITS, FINANCING, OR PAYMENTS FROM OR THROUGH, OR ANY CONTRACT WITH, A PUBLIC AGENCY SHOULD BE AWARDED THE GRANT, BENEFITS, FINANCING, PAYMENTS, OR CONTRACT AND INCLUDES INFORMATION PERTAINING TO PERSONS RELATED TO OR AFFILIATED WITH THE APPLICANT, SO LONG AS THE MEMBER-SPECIFIC DATA IS USED ONLY IN CONNECTION WITH THE SPECIFIC APPLICATION FOR, OR RENEWAL OF, A GRANT, BENEFITS, FINANCING, OR PAYMENTS TO WHICH THE REQUEST RELATES AND FOR ANY RELATED PROCEEDINGS;

(m) THE MEMBER-SPECIFIC DATA IS COLLECTED AND USED IN AN AUDIT CONDUCTED BY A PUBLIC AGENCY TO ENSURE APPROPRIATE USE OF PUBLIC RESOURCES OR THAT THE PUBLIC AGENCY'S ACTS ARE CONSISTENT WITH ITS STATUTORY OR REGULATORY DUTIES AND POWERS, SO LONG AS THE MEMBER-SPECIFIC DATA IS USED ONLY IN CONNECTION WITH THE SPECIFIC AUDIT TO WHICH THE REQUEST RELATES AND FOR ANY RELATED PROCEEDINGS;

(n) THE MEMBER-SPECIFIC DATA IS COLLECTED AND USED BY A PUBLIC AGENCY THAT IS FORMED AS A NONPROFIT ENTITY WHERE SUCH MEMBER-SPECIFIC DATA IS USED, EITHER DIRECTLY BY THE PUBLIC AGENCY OR THROUGH ITS AUTHORIZED AGENT, SOLELY TO CONTACT, INFORM, OR SOLICIT ITS DUES-PAYING MEMBERS OR DONORS, OR TO SEEK UPDATES OF THEIR MEMBER-SPECIFIC DATA;

(o) THE MEMBER-SPECIFIC DATA IS SOUGHT BY THE DEPARTMENT OF REVENUE TO DETERMINE A TAXPAYER'S COMPLIANCE WITH LAWS RELATING TO

THE DEDUCTION OF CONTRIBUTIONS TO A NONPROFIT ENTITY FROM A PERSON'S TAXABLE INCOME; OR

(p) THE MEMBER-SPECIFIC DATA WAS VOLUNTARILY RELEASED TO THE PUBLIC AGENCY BY THE PERSON OR THE NONPROFIT ENTITY TO WHICH THE DATA RELATES.".

Page 7, line 7, after "EACH" insert "RECKLESS".

Page 7, after line 12 insert:

**SECTION 3.** In Colorado Revised Statutes, 24-72-204, **add** (10) as follows:

**24-72-204. Allowance or denial of inspection - grounds - procedure - appeal - definitions - repeal.** (10) THE CUSTODIAN OF ANY PUBLIC RECORDS SHALL NOT REQUIRE A NONPROFIT ENTITY TO PRODUCE MEMBER-SPECIFIC DATA, AS DEFINED IN SECTION 7-90-102 (36.5), THAT IS CONTAINED IN PUBLIC RECORDS WHERE SUCH RECORDS ARE NOT SUBJECT TO INSPECTION AND COPYING PURSUANT TO THIS SECTION. A CUSTODIAN SHALL DENY ANY REQUEST TO INSPECT, COPY, OR REPRODUCE ANY MEMBER-SPECIFIC DATA IN THE POSSESSION OF A PUBLIC AGENCY AND PROVIDED TO THE PUBLIC AGENCY BY A NONPROFIT ENTITY. A CUSTODIAN SHALL NOT REQUIRE A NONPROFIT ENTITY TO PRODUCE RECORDS AND INFORMATION RELATING TO THE IDENTIFICATION OF INDIVIDUAL EMPLOYEES OF NONPROFIT ENTITIES WITH WHOM THE PUBLIC ENTITY CONTRACTS FOR SERVICES OR OF INDIVIDUAL EMPLOYEES OF SUBCONTRACTORS OF SUCH NONPROFIT ENTITIES.".

Renumber succeeding section accordingly.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB24-158** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, strike everything below the enacting clause and substitute:

"**SECTION 1.** In Colorado Revised Statutes, **add** part 16 to article 1 of title 6 as follows:

PART 16
SOCIAL MEDIA COMPANIES

**6-1-1601. Definitions.** AS USED IN THIS PART 16, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "ACTIONED" MEANS A SOCIAL MEDIA COMPANY, DUE TO A SUSPECTED OR CONFIRMED VIOLATION OF ITS PUBLISHED POLICIES, HAS REMOVED, DEMONETIZED, DEPRIORITIZED, BANNED, OR OTHERWISE TAKEN A SIMILAR MEASURE AGAINST A USER OR RELEVANT ITEM OF CONTENT.

(2) "ALGORITHMIC PERSONALIZATION" MEANS A COMPUTATIONAL PROCESS, INCLUDING ONE DERIVED FROM ALGORITHMIC DECISION-MAKING, MACHINE LEARNING, STATISTICAL ANALYSIS, OR OTHER DATA PROCESSING OR ARTIFICIAL INTELLIGENCE TECHNIQUE, USED TO DETERMINE THE SELECTION, ORDER, RELATIVE PRIORITIZATION, OR RELATIVE PROMINENCE OF CONTENT FROM A SET OF INFORMATION THAT IS PROVIDED TO A USER ON A SOCIAL MEDIA PLATFORM, INCLUDING THE RANKING OF SEARCH RESULTS, THE PROVISION OF CONTENT RECOMMENDATIONS, THE DISPLAY OF SOCIAL MEDIA POSTS, OR ANY OTHER METHOD OF AUTOMATED CONTENT SELECTION.

(3) "CONTENT" MEANS ANY STATEMENTS, COMMENTS, MEDIA, OR INFORMATION THAT IS CREATED, POSTED, SHARED, OR OTHERWISE INTERACTED WITH BY USERS ON A SOCIAL MEDIA PLATFORM. "CONTENT" DOES NOT INCLUDE MEDIA PLACED ON AN INTERNET-BASED SERVICE OR APPLICATION EXCLUSIVELY FOR THE PURPOSE OF CLOUD STORAGE, TRANSMITTING FILES, OR FILE COLLABORATION.

(4) "DARK PATTERN" MEANS A USER INTERFACE DESIGNED OR MANIPULATED WITH THE SUBSTANTIAL EFFECT OF SUBVERTING OR IMPAIRING USER AUTONOMY, DECISION-MAKING, OR CHOICE.

(5) "EDUCATIONAL ENTITY" MEANS A PUBLIC SCHOOL, A CHARTER SCHOOL, AN INSTITUTE CHARTER SCHOOL, A BOARD OF COOPERATIVE SERVICES, THE COLORADO SCHOOL FOR THE DEAF AND THE BLIND, A PRIVATE SCHOOL, A DENOMINATIONAL SCHOOL, A PAROCHIAL SCHOOL, A COMMUNITY COLLEGE, A STATE COLLEGE, A STATE UNIVERSITY, OR A NONPROFIT PRIVATE

POSTSECONDARY EDUCATIONAL INSTITUTION.

(6) "EPHEMERAL CONTENT" MEANS CONTENT THAT IS TEMPORARILY MADE AVAILABLE TO USERS OF A SOCIAL MEDIA PLATFORM.

(7) "FIREARM" MEANS:

(a) A FIREARM, AS DEFINED IN SECTION 18-1-901 (3)(h);

(b) AN UNFINISHED OR THREE-DIMENSIONALLY PRINTED FRAME OR RECEIVER OF A FIREARM, AS DEFINED IN SECTION 18-12-101 (1)(c.5); OR

(c) A MACHINE GUN CONVERSION DEVICE, AS DEFINED IN SECTION 18-12-101 (1)(g.2).

(8) (a) "ILLICIT SUBSTANCE" MEANS:

(I) A CONTROLLED SUBSTANCE, AS DEFINED IN SECTION 18-18-102 (5);

(II) ANY HEMP PRODUCT, AS DEFINED IN SECTION 25-5-427 (2)(d), THAT IS NOT A TINCTURE OR COSMETIC AND HAS MORE THAN ONE AND ONE-FOURTH MILLIGRAMS OF THC, AS DEFINED IN SECTION 44-10-209 (2)(d), PER SERVING OR HAS A RATIO OF CANNABIDIOL TO THC OF LESS THAN TWENTY TO ONE; AND

(III) ANY PRODUCT THAT CONTAINS HEMP THAT IS INTENDED FOR HUMAN CONSUMPTION AND IS NOT A COSMETIC, A DIETARY SUPPLEMENT, A FOOD, A FOOD ADDITIVE, OR AN HERB.

(b) NOTWITHSTANDING SUBSECTION (8)(a) OF THIS SECTION, "ILLICIT SUBSTANCE" DOES NOT INCLUDE A PRODUCT THAT MAY BE PRODUCED AND SOLD IN COLORADO PURSUANT TO AND IN COMPLIANCE WITH SECTION 25-7-427, ARTICLES 10 AND 50 OF TITLE 44, AND RULES PROMULGATED PURSUANT TO SUCH PROVISIONS.

(9) "INFINITE OR ENDLESS SCROLL" MEANS THE CONTINUOUS DISPLAY OR SUGGESTION OF NEW CONTENT TO A USER OF A SOCIAL MEDIA PLATFORM.

(10) "JUVENILE" MEANS AN INDIVIDUAL UNDER EIGHTEEN YEARS OF AGE.

(11) (a) "PERSONAL DATA" MEANS INFORMATION THAT IS LINKED OR REASONABLY LINKABLE TO AN IDENTIFIED OR IDENTIFIABLE INDIVIDUAL.

(b) "PERSONAL DATA" DOES NOT MEAN DE-IDENTIFIED DATA OR PUBLICLY AVAILABLE INFORMATION. AS USED IN THIS SUBSECTION (11)(b), "PUBLICLY AVAILABLE INFORMATION" MEANS INFORMATION THAT IS LAWFULLY MADE AVAILABLE FROM FEDERAL, STATE, OR LOCAL GOVERNMENT RECORDS AND INFORMATION THAT A SOCIAL MEDIA COMPANY HAS A REASONABLE BASIS TO BELIEVE AN INDIVIDUAL HAS LAWFULLY MADE AVAILABLE TO THE GENERAL PUBLIC.

(12) "PERSONALIZED RECOMMENDATION SYSTEM" MEANS A FULLY OR PARTIALLY AUTOMATED SYSTEM USED TO SUGGEST, PROMOTE, BLOCK, OR RANK CONTENT, BASED ON THE PERSONAL DATA OF USERS.

(13) (a) "PUBLISHED POLICIES" OR "POLICIES" MEANS POLICIES ADOPTED AND PUBLISHED BY A SOCIAL MEDIA COMPANY OR SOCIAL MEDIA PLATFORM THAT SPECIFY, AT LEAST, THE USER BEHAVIORS AND ACTIVITIES THAT ARE PERMITTED ON THE SOCIAL MEDIA PLATFORM OWNED OR OPERATED BY THE SOCIAL MEDIA COMPANY AND THE USER BEHAVIORS AND ACTIVITIES THAT MAY SUBJECT A USER OR AN ITEM OF CONTENT TO BEING ACTIONED.

(b) "PUBLISHED POLICIES" OR "POLICIES" INCLUDES TERMS OF SERVICE AND COMMUNITY GUIDELINES.

(14) "SEX TRAFFICKING OF A JUVENILE" MEANS SELLING, RECRUITING, HARBORING, TRANSPORTING, TRANSFERRING, ISOLATING, ENTICING, PROVIDING, RECEIVING, OBTAINING BY ANY MEANS, MAINTAINING, OR MAKING AVAILABLE A JUVENILE FOR THE PURPOSE OF COMMERCIAL SEXUAL ACTIVITY.

(15) "SEXUALLY EXPLOITATIVE MATERIAL" HAS THE MEANING SET FORTH IN SECTION 18-6-403 (2)(j).

(16) "SOCIAL MEDIA COMPANY" OR "COMPANY" MEANS A PERSON THAT OWNS OR OPERATES ONE OR MORE SOCIAL MEDIA PLATFORMS.

(17) (a) "SOCIAL MEDIA PLATFORM" OR "PLATFORM" MEANS AN INTERNET-BASED SERVICE OR APPLICATION THAT HAS USERS IN COLORADO AND MEETS BOTH OF THE FOLLOWING CRITERIA:

(I) A SUBSTANTIAL FUNCTION OF THE SERVICE OR APPLICATION IS TO ALLOW USERS TO INTERACT SOCIALLY WITH EACH OTHER WITHIN THE SERVICE OR APPLICATION; AND

(II) THE SERVICE OR APPLICATION ALLOWS A USER TO:

(A) BECOME A REGISTERED USER, ESTABLISH AN ACCOUNT, OR CONSTRUCT A PUBLIC OR SEMI-PUBLIC PROFILE FOR PURPOSES OF SIGNING INTO AND USING THE SERVICE OR APPLICATION; AND

(B) CREATE OR POST CONTENT THAT IS VIEWABLE BY OTHER USERS.

(b) "SOCIAL MEDIA PLATFORM" OR "PLATFORM" DOES NOT INCLUDE AN

INTERNET-BASED SERVICE OR APPLICATION WHERE THE PREDOMINANT OR EXCLUSIVE FUNCTION OF THE SERVICE OR APPLICATION IS:

(I) PROVIDING ELECTRONIC MAIL;

(II) FACILITATING COMMUNICATION WITHIN A BUSINESS OR AN ENTERPRISE AMONG EMPLOYEES OR AFFILIATES OF THE BUSINESS OR ENTERPRISE SO LONG AS ACCESS TO THE SERVICE OR APPLICATION IS RESTRICTED TO EMPLOYEES OR AFFILIATES OF THE BUSINESS OR ENTERPRISE;

(III) SELLING ENTERPRISE SOFTWARE TO BUSINESSES, GOVERNMENTS, OR NONPROFIT ORGANIZATIONS;

(IV) PROVIDING CLOUD-BASED ELECTRONIC STORAGE, INCLUDING CLOUD-BASED STORAGE THAT ALLOWS COLLABORATIVE EDITING BY INVITED USERS;

(V) FACILITATING TELECONFERENCING AND VIDEO CONFERENCING FEATURES THAT ARE LIMITED TO CERTAIN PARTICIPANTS IN THE TELECONFERENCE OR VIDEO CONFERENCE AND ARE NOT POSTED PUBLICLY OR FOR BROAD DISTRIBUTION TO OTHER USERS;

(VI) FACILITATING CROWD-SOURCED CONTENT FOR REFERENCE GUIDES, SUCH AS ENCYCLOPEDIAS, EDUCATIONAL MATERIALS, AND DICTIONARIES;

(VII) FACILITATING ONLINE SHOPPING OR E-COMMERCE IF THE RELATED INTERACTIONS BETWEEN USERS OR ACCOUNT HOLDERS IS LIMITED TO:

(A) THE ABILITY TO POST AND VIEW COMMENTS AS PART OF RATINGS AND REVIEWS OF PRODUCTS;

(B) THE ABILITY TO DISPLAY LISTS OR COLLECTIONS OF GOODS FOR SALE OR WISH LISTS; AND

(C) OTHER FUNCTIONS THAT ARE FOCUSED ON ONLINE SHOPPING OR E-COMMERCE RATHER THAN OTHER INTERACTIONS BETWEEN USERS OR ACCOUNT HOLDERS;

(VIII) PROVIDING A STREAMING SERVICE THAT STREAMS ONLY LICENSED, AND NOT USER-GENERATED, MEDIA IN A CONTINUOUS FLOW FROM THE SERVICE, WEBSITE, OR APPLICATION TO THE END USER AND DOES NOT REQUIRE A USER OR ACCOUNT HOLDER TO OBTAIN A LICENSE FOR THE MEDIA BY AGREEMENT TO A SOCIAL MEDIA PLATFORM'S TERMS OF SERVICE;

(IX) PROVIDING NEWS, SPORTS, ENTERTAINMENT, OR OTHER CONTENT THAT IS PRESELECTED BY THE PROVIDER AND NOT USER-GENERATED;

(X) PROVIDING AN ONLINE SERVICE, WEBSITE, OR APPLICATION THAT IS USED BY OR UNDER THE DIRECTION OF AN EDUCATIONAL ENTITY, INCLUDING A LEARNING MANAGEMENT SYSTEM, A STUDENT ENGAGEMENT PROGRAM, OR A SUBJECT OR SKILL-SPECIFIC PROGRAM, WHERE THE CONTENT IS PREDOMINANTLY CREATED OR POSTED BY THE PROVIDER OF THE ONLINE SERVICE, WEBSITE, OR APPLICATION AND THE ABILITY TO CHAT, COMMENT, OR INTERACT WITH OTHER USERS IS DIRECTLY RELATED TO THE PROVIDER'S CONTENT;

(XI) PROVIDING OR OBTAINING TECHNICAL SUPPORT FOR A PLATFORM, PRODUCT, OR SERVICE;

(XII) PROVIDING CAREER DEVELOPMENT OPPORTUNITIES, INCLUDING PROFESSIONAL NETWORKING, JOB SKILLS, LEARNING CERTIFICATIONS, AND JOB POSTING AND APPLICATION SERVICES;

(XIII) FACILITATING ACADEMIC OR SCHOLARLY RESEARCH; OR

(XIV) REPORTING OR DISSEMINATING NEWS INFORMATION FOR A MASS MEDIUM, AS DEFINED IN SECTION 13-90-119.

(c) "SOCIAL MEDIA PLATFORM" OR "PLATFORM" DOES NOT INCLUDE AN INTERNET-BASED SERVICE OR APPLICATION WHERE:

(I) THE CONTENT THAT IS POSTED OR CREATED IS PREDOMINANTLY POSTED OR CREATED BY THE PROVIDER OF THE INTERNET-BASED SERVICE OR APPLICATION AND NOT USER-GENERATED; AND

(II) THE ABILITY TO CHAT, COMMENT, OR INTERACT WITH OTHER USERS IS DIRECTLY RELATED TO THE PROVIDER'S CONTENT.

**6-1-1602. Social media companies - published policies - required disclosures.** (1) ON OR BEFORE JULY 1, 2025, A SOCIAL MEDIA COMPANY SHALL POST PUBLISHED POLICIES FOR EACH SOCIAL MEDIA PLATFORM OWNED OR OPERATED BY THE SOCIAL MEDIA COMPANY. THE PUBLISHED POLICIES MUST BE POSTED IN EACH SOCIAL MEDIA PLATFORM IN A CLEAR AND CONSPICUOUS MANNER REASONABLY DESIGNED TO INFORM ALL USERS OF THE SOCIAL MEDIA PLATFORM OF THE EXISTENCE AND CONTENTS OF THE PUBLISHED POLICIES. THEREAFTER, A SOCIAL MEDIA COMPANY SHALL POST ANY MATERIAL UPDATES TO THE POLICIES WITHIN FOURTEEN DAYS AFTER THE IMPLEMENTATION OF THE UPDATED POLICIES.

(2) THE PUBLISHED POLICIES POSTED PURSUANT TO SUBSECTION (1) OF

THIS SECTION MUST INCLUDE:

(a) CONTACT INFORMATION, OR A DESCRIPTION OF THE PROCESS, THAT ALLOWS A USER TO ASK THE SOCIAL MEDIA COMPANY QUESTIONS ABOUT, OR REPORT VIOLATIONS OF, THE PUBLISHED POLICIES;

(b) A DESCRIPTION OF THE PROCESS THAT A USER MUST FOLLOW TO FLAG CONTENT, GROUPS, OR OTHER USERS THAT THE USER BELIEVES VIOLATE THE PUBLISHED POLICIES;

(c) A PROCESS TO WHICH THE SOCIAL MEDIA COMPANY COMMITS FOR THE PURPOSE OF RESPONDING TO AND RESOLVING USER QUESTIONS, REPORTS, AND FLAGS AS DESCRIBED IN SUBSECTIONS (2)(a) AND (2)(b) OF THIS SECTION. THIS PROCESS MUST INCLUDE PROCEDURES TO MAKE USERS AWARE WHEN THE SOCIAL MEDIA COMPANY:

(I) REVIEWS A USER'S REPORT OR FLAG; AND

(II) RESPONDS TO A USER'S REPORT OR FLAG, INCLUDING WHETHER ACTION WAS TAKEN IN RESPONSE.

(d) A STATEMENT THAT THE USE OF THE SOCIAL MEDIA PLATFORM FOR THE SALE OR ADVERTISEMENT OF ANY ILLICIT SUBSTANCE; FOR THE SALE OF ANY FIREARM IN VIOLATION OF STATE OR FEDERAL LAW; FOR SEX TRAFFICKING OF A JUVENILE; OR FOR THE POSSESSION, DISPLAY, EXCHANGE, DISTRIBUTION, SALE, OR CREATION OF, OR THE INDUCEMENT TO CREATE, SEXUALLY EXPLOITATIVE MATERIAL IS PROHIBITED; EXCEPT THAT A SOCIAL MEDIA PLATFORM MAY ALLOW A USER TO SELL OR ADVERTISE MEDICAL MARIJUANA OR RETAIL MARIJUANA TO USERS WHO ARE AT LEAST TWENTY-ONE YEARS OF AGE SO LONG AS THE SALE OR ADVERTISING COMPLIES WITH ANY RULES PROMULGATED PURSUANT TO SECTION 44-10-203 (3)(a);

(e) A DESCRIPTION OF THE SOCIAL MEDIA COMPANY'S PROCESS FOR ENFORCING ITS PUBLISHED POLICIES AND THE POTENTIAL CONSEQUENCES OF VIOLATING THE PUBLISHED POLICIES, WHICH DESCRIPTION INCLUDES:

(I) ACTIONS THE SOCIAL MEDIA COMPANY MAY TAKE AGAINST AN ITEM OF CONTENT, A GROUP, OR A USER, INCLUDING ACTIONS DESCRIBED IN SECTION 6-1-1601 (1); AND

(II) DETAILS CONCERNING:

(A) WHAT TYPES OF ACTIVITY ON THE SOCIAL MEDIA PLATFORM VIOLATE A PUBLISHED POLICY;

(B) WHAT ACTIONS THE SOCIAL MEDIA COMPANY MAY TAKE IN RESPONSE TO EACH TYPE OF ACTIVITY THAT VIOLATES A PUBLISHED POLICY, INCLUDING WHETHER AND HOW THOSE ACTIONS MAY VARY WHEN MULTIPLE VIOLATIONS OF A POLICY OCCUR OR WHEN AN ACTIVITY VIOLATES MULTIPLE POLICIES; AND

(C) HOW MANY VIOLATIONS OF A PUBLISHED POLICY ARE REQUIRED TO RESULT IN A SPECIFIC ACTION;

(f) A STATEMENT THAT VIOLATIONS OF THE PUBLISHED POLICIES THAT ALSO VIOLATE STATE OR FEDERAL LAW MAY BE REPORTED TO LAW ENFORCEMENT FOR INVESTIGATION AND POTENTIAL PROSECUTION, INCLUDING A DESCRIPTION OF WHEN AND HOW A VIOLATION INVOLVING CONTENT CONCERNING AN ILLICIT SUBSTANCE, THE SALE OF A FIREARM IN VIOLATION OF STATE OR FEDERAL LAW, SEX TRAFFICKING OF A JUVENILE, OR THE POSSESSION, DISPLAY, EXCHANGE, DISTRIBUTION, SALE, OR CREATION OF, OR THE INDUCEMENT TO CREATE, SEXUALLY EXPLOITATIVE MATERIAL WILL BE REPORTED TO LAW ENFORCEMENT AND IN WHAT FORMAT THIS INFORMATION WOULD BE PROVIDED;

(g) A DESCRIPTION OF THE SOCIAL MEDIA COMPANY'S POLICIES AND PRACTICES WITH RESPECT TO PERSONAL DATA AND SAFEGUARDS FOR JUVENILES;

(h) INFORMATION ABOUT HOW TO ACCESS THE SAFEGUARDS AND PARENTAL TOOLS REQUIRED UNDER SECTIONS 6-1-1605 AND 6-1-1606, INCLUDING INFORMATION FOR JUVENILES OR THEIR PARENTS ABOUT OPTIONS TO OPT OUT OF OR CONTROL PERSONALIZED RECOMMENDATION SYSTEMS AND OTHER PLATFORM FEATURES;

(i) NOTICE ABOUT WHETHER THE SOCIAL MEDIA PLATFORM USES OR MAKES AVAILABLE TO JUVENILES A PRODUCT, SERVICE, OR DESIGN FEATURE, INCLUDING ANY PERSONALIZED RECOMMENDATION SYSTEM, THAT PRESENTS A HEIGHTENED RISK OF HARM TO JUVENILES; AND

(j) IF THE SOCIAL MEDIA PLATFORM OPERATES A PERSONALIZED RECOMMENDATION SYSTEM, A DESCRIPTION OF HOW THE PERSONALIZED RECOMMENDATION SYSTEM IS USED TO PROVIDE INFORMATION TO JUVENILES, INCLUDING HOW SUCH SYSTEMS USE THE PERSONAL DATA OF JUVENILES AND ALGORITHMIC PERSONALIZATION.

(3) A SOCIAL MEDIA COMPANY SHALL MAKE ITS PUBLISHED POLICIES AVAILABLE, AT A MINIMUM, IN ENGLISH AND SPANISH.

**6-1-1603. Social media companies - report required - mandatory content - searchable public repository.** (1) ON AN ANNUAL BASIS IN ACCORDANCE WITH SUBSECTION (2) OF THIS SECTION, A SOCIAL MEDIA COMPANY SHALL SUBMIT TO THE ATTORNEY GENERAL, IN A USABLE FORMAT, A REPORT THAT INCLUDES, FOR EACH SOCIAL MEDIA PLATFORM OWNED OR OPERATED BY THE SOCIAL MEDIA COMPANY:

(a) THE CURRENT VERSION OF THE PUBLISHED POLICIES OF THE SOCIAL MEDIA PLATFORM;

(b) IF A SOCIAL MEDIA COMPANY HAS FILED ITS FIRST REPORT, A COMPLETE AND DETAILED DESCRIPTION OF ANY CHANGES TO THE PUBLISHED POLICIES SINCE THE PREVIOUS REPORT;

(c) A STATEMENT OF WHETHER THE CURRENT VERSION OF THE PUBLISHED POLICIES CONTAINS DEFINITIONS OR PROVISIONS RELATING TO EACH OF THE FOLLOWING CATEGORIES OF CONTENT AND, IF SO, THE DEFINITIONS OF THOSE CATEGORIES, A DESCRIPTION OF THOSE PROVISIONS, OR BOTH:

(I) ILLICIT SUBSTANCES;

(II) SALES OF FIREARMS IN VIOLATION OF STATE OR FEDERAL LAW;

(III) SEX TRAFFICKING OF A JUVENILE; AND

(IV) POSSESSION, DISPLAY, EXCHANGE, DISTRIBUTION, SALE, OR CREATION OF, OR THE INDUCEMENT TO CREATE, SEXUALLY EXPLOITATIVE MATERIAL;

(d) A DETAILED DESCRIPTION OF CONTENT MODERATION PRACTICES FOR THE CATEGORIES OF CONTENT DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION USED BY THE SOCIAL MEDIA COMPANY FOR EACH SOCIAL MEDIA PLATFORM, INCLUDING:

(I) UNDER WHAT CIRCUMSTANCES CONTENT MODERATION SYSTEMS INVOLVE AUTOMATED REVIEW EXCLUSIVELY, HUMAN REVIEW EXCLUSIVELY, OR ANY OTHER TYPE OR COMBINATION OF CONTENT MODERATION PRACTICES;

(II) HOW CONTENT MODERATION SYSTEMS ARE USED TO ENFORCE PUBLISHED POLICIES OF THE SOCIAL MEDIA PLATFORM, INCLUDING WHEN AND HOW PUBLISHED POLICIES ARE ENFORCED USING AUTOMATED REVIEW, HUMAN REVIEW, OR ANY OTHER TYPE OR COMBINATION OF CONTENT MODERATION PRACTICES;

(III) HOW THE SOCIAL MEDIA COMPANY RESPONDS TO USER REPORTS OF CONTENT THAT VIOLATES STATE OR FEDERAL LAW OR THE SOCIAL MEDIA COMPANY'S PUBLISHED POLICIES;

(IV) HOW THE SOCIAL MEDIA COMPANY REMOVES INDIVIDUAL PIECES OF CONTENT, USERS, OR GROUPS THAT VIOLATE STATE OR FEDERAL LAW OR THE PUBLISHED POLICIES OR TAKES OTHER ACTION AGAINST A USER OR GROUP OF USERS WHO VIOLATE THE PUBLISHED POLICIES; AND

(V) THE AVERAGE NUMBER OF DAYS A SOCIAL MEDIA COMPANY TAKES TO MAKE DETERMINATIONS AND REMOVE USERS PURSUANT TO THE PROCEDURES SET FORTH IN SECTION 6-1-1608, DISAGGREGATED BY EACH CATEGORY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION;

(e) (I) FOR THE PRECEDING CALENDAR YEAR, DATA FOR USERS BASED IN THE UNITED STATES, WITH A SPECIFIC BREAKDOWN OF THE DATA FOR COLORADO-BASED USERS FOR EACH CATEGORY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION, INCLUDING:

(A) THE TOTAL NUMBER OF ITEMS OF CONTENT FLAGGED BY THE SOCIAL MEDIA COMPANY, USERS, OR OTHER ENTITIES, DISAGGREGATED BY EACH CATEGORY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION;

(B) THE TOTAL NUMBER OF ACTIONED ITEMS OF CONTENT, DISAGGREGATED BY EACH CATEGORY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION;

(C) THE PERCENTAGE OF ALL FLAGGED ITEMS AND THE PERCENTAGE OF ALL ACTIONED ITEMS OF CONTENT WITHIN, AND DISAGGREGATED BY, EACH CATEGORY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION;

(D) THE NUMBER OF TIMES EACH ACTIONED ITEM OF CONTENT IN EACH CATEGORY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION WAS VIEWED BY USERS BEFORE IT WAS ACTIONED;

(E) THE NUMBER OF TIMES EACH ACTIONED ITEM OF CONTENT IN EACH CATEGORY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION WAS SHARED;

(F) THE TOTAL NUMBER OF TIMES USERS APPEALED SOCIAL MEDIA COMPANY ACTIONS TAKEN ON THAT SOCIAL MEDIA PLATFORM RELATED TO EACH CATEGORY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION AND THE

TOTAL NUMBER OF REVERSALS OF SOCIAL MEDIA COMPANY ACTIONS ON APPEAL, DISAGGREGATED BY EACH TYPE OF ACTION; AND

(G) THE TOTAL NUMBER OF USERS' ACCOUNTS THAT WERE ACTIONED BY THE SOCIAL MEDIA COMPANY DUE TO A USER'S VIOLATION OF THE PUBLISHED POLICIES RELATED TO EACH CATEGORY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION AND A BREAKDOWN BY PERCENTAGES OF ALL ACTIONS TAKEN AGAINST USERS FOR CONTENT OR ACTIVITY RELATING TO EACH CATEGORY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION.

(II) ALL INFORMATION REQUIRED BY SUBSECTION (1)(e)(I) OF THIS SECTION MUST BE DISAGGREGATED INTO THE FOLLOWING CATEGORIES:

(A) THE CATEGORY OF CONTENT, INCLUDING ANY RELEVANT CATEGORIES OR SUBCATEGORIES DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION;

(B) THE TYPE OF CONTENT, INCLUDING CATEGORIES FOR POSTS, COMMENTS, MESSAGES, PROFILES OF USERS, OR GROUPS OF USERS;

(C) THE TYPE OF MEDIA CATEGORY OF THE CONTENT, INCLUDING CATEGORIES FOR TEXT, IMAGES, AND VIDEOS;

(D) HOW THE CONTENT WAS FLAGGED, INCLUDING WHETHER THE CONTENT WAS FLAGGED BY USERS, COMPANY EMPLOYEES, COMPANY CONTRACTORS, OR AUTOMATED SYSTEMS; AND

(E) HOW THE CONTENT WAS ACTIONED, INCLUDING WHETHER THE CONTENT WAS ACTIONED BY COMPANY EMPLOYEES, COMPANY CONTRACTORS, OR AUTOMATED SYSTEMS.

(f) FOR THE PRECEDING TWELVE MONTHS, DATA CONCERNING HOW JUVENILES IN COLORADO USED THE SOCIAL MEDIA PLATFORM, INCLUDING THE FOLLOWING FOR USERS IN COLORADO:

(I) THE TOTAL NUMBER OF JUVENILES IN COLORADO WHO USED THE SOCIAL MEDIA PLATFORM;

(II) THE TOTAL NUMBER OF INDIVIDUALS WHO CREATED OR ATTEMPTED TO CREATE A USER ACCOUNT THAT INCLUDED A DATE OF BIRTH INDICATING THAT THE INDIVIDUAL IS AT LEAST EIGHTEEN YEARS OF AGE BUT WHO APPEARED, ACCORDING TO THE SOCIAL MEDIA PLATFORM'S AGE VERIFICATION PROCESS, TO BE JUVENILES;

(III) THE TOTAL NUMBER OF TIMES JUVENILE USERS CREATED, VIEWED, SHARED, SEARCHED FOR, LIKED, FOLLOWED, COMMENTED ON, MESSAGED, REVIEWED, TAGGED, OR OTHERWISE INTERACTED WITH CONTENT THAT VIOLATES THE SOCIAL MEDIA PLATFORM'S PUBLISHED POLICIES RELATED TO EACH CATEGORY LISTED IN SUBSECTION (1)(c) OF THIS SECTION, DISAGGREGATED BY EACH FORM OF INTERACTION AND EACH CATEGORY; AND

(IV) THE TOTAL NUMBER OF ITEMS OF ACTIONED CONTENT RELATED TO EACH CATEGORY DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION THAT WERE CREATED, VIEWED, SHARED, SEARCHED FOR, LIKED, FOLLOWED, COMMENTED ON, MESSAGED, REVIEWED, TAGGED, OR OTHERWISE INTERACTED WITH BY JUVENILE USERS, DISAGGREGATED BY EACH FORM OF INTERACTION;

(g) A DESCRIPTION OF THE SOCIAL MEDIA PLATFORM'S AGE VERIFICATION PRACTICES, HOW THE AGE VERIFICATION PRACTICES ARE ENFORCED, HOW THE SOCIAL MEDIA PLATFORM RESPONDS TO USER REPORTS OF VIOLATIONS, AND WHAT ACTION IS TAKEN WHEN A USER IS FOUND TO HAVE VIOLATED THE SOCIAL MEDIA PLATFORM'S AGE POLICIES, INCLUDING:

(I) THE TOTAL NUMBER OF REPORTS THE SOCIAL MEDIA PLATFORM RECEIVED FROM ANY SOURCE ABOUT USERS WHO DID NOT PROVIDE THEIR TRUE AGES TO THE SOCIAL MEDIA PLATFORM OR WHO OTHERWISE VIOLATED THE SOCIAL MEDIA PLATFORM'S PUBLISHED POLICIES CONCERNING AGE;

(II) THE TOTAL NUMBER OF USERS THE SOCIAL MEDIA PLATFORM IDENTIFIED WHO DID NOT PROVIDE THEIR TRUE AGES TO THE SOCIAL MEDIA PLATFORM OR WHO OTHERWISE VIOLATED THE SOCIAL MEDIA PLATFORM'S PUBLISHED AGE POLICIES; AND

(III) THE SOCIAL MEDIA PLATFORM'S RESPONSE TO USERS IDENTIFIED AS NOT PROVIDING THEIR TRUE AGES, OR OTHERWISE VIOLATING THE SOCIAL MEDIA PLATFORM'S PUBLISHED POLICIES REGARDING AGE, INCLUDING THE TOTAL NUMBER OF USER ACCOUNTS THAT WERE ACTIONED BY THE SOCIAL MEDIA PLATFORM, AND A BREAKDOWN BY PERCENTAGES OF THE ACTIONS TAKEN; AND

(h) DATA CONCERNING A SOCIAL MEDIA PLATFORM'S APPLICATION OF ITS PUBLISHED POLICIES, INCLUDING:

(I) THE NUMBER OF TIMES IN THE PRECEDING CALENDAR YEAR THAT THE SOCIAL MEDIA COMPANY REFERRED TO LAW ENFORCEMENT AGENCIES IN COLORADO A VIOLATION OF STATE OR FEDERAL LAW RELATED TO A CATEGORY

DESCRIBED IN SUBSECTION (1)(c) OF THIS SECTION, DISAGGREGATED BY EACH CATEGORY;

(II) THE PERCENTAGE OF REQUESTS USING LEGAL PROCESS FOR INFORMATION FROM THE SOCIAL MEDIA COMPANY BY LAW ENFORCEMENT AGENCIES IN COLORADO REGARDING A USER, A GROUP, OR CONTENT CONCERNING AN ILLICIT SUBSTANCE, THE SALE OF A FIREARM IN VIOLATION OF STATE OR FEDERAL LAW, SEX TRAFFICKING OF A JUVENILE, OR THE POSSESSION, DISPLAY, EXCHANGE, DISTRIBUTION, SALE, OR CREATION OF, OR THE INDUCEMENT TO CREATE, SEXUALLY EXPLOITATIVE MATERIAL WHEN SUCH INFORMATION IS IDENTIFIABLE FROM THE REQUEST OR CONTENT; IN WHICH CASES THE SOCIAL MEDIA COMPANY RESPONDED BY PROVIDING DATA TO THE REQUESTING LAW ENFORCEMENT AGENCY; THE PERCENTAGE OF SUCH REQUESTS THAT WENT UNANSWERED BY THE SOCIAL MEDIA COMPANY; AND THE AVERAGE RESPONSE TIMES AND RESOLUTION TIMES OF EACH REQUEST;

(III) THE NUMBER OF INDIVIDUALS WHO ARE EMPLOYED FULL-TIME AT THE SOCIAL MEDIA COMPANY AND WHO RESPOND TO REQUESTS FOR INFORMATION FROM LAW ENFORCEMENT AS PART OF THEIR EMPLOYMENT DUTIES; AND

(IV) THE LANGUAGES IN WHICH THE SOCIAL MEDIA COMPANY MAKES PUBLISHED POLICIES AVAILABLE.

(2) IN CONNECTION WITH THE SUBMISSION OF THE REPORT DESCRIBED IN SUBSECTION (1) OF THIS SECTION, A SOCIAL MEDIA COMPANY SHALL CERTIFY THAT ALL REASONABLE EFFORTS HAVE BEEN MADE TO PROVIDE COMPLETE, TRUE, AND ACCURATE INFORMATION IN FULFILLMENT OF THE REQUIREMENTS OF THIS SECTION. THE FIRST REPORT MUST BE SUBMITTED NO LATER THAN ONE HUNDRED EIGHTY DAYS AFTER THE EFFECTIVE DATE OF THIS PART 16. THEREAFTER, REPORTS MUST BE SUBMITTED NO LATER THAN FEBRUARY 1 OF EACH YEAR.

(3) A SOCIAL MEDIA COMPANY SHALL SUBMIT EACH REPORT DESCRIBED IN THIS SECTION IN TWO VERSIONS. THE FIRST VERSION MUST CONTAIN ALL THE INFORMATION DESCRIBED IN THIS SECTION AND MAY BE MADE AVAILABLE TO THE PUBLIC AT THE ATTORNEY GENERAL'S SOLE DISCRETION. THE SECOND VERSION MUST CONTAIN THE INFORMATION DESCRIBED IN SUBSECTIONS (1)(a), (1)(b), (1)(c), (1)(e), AND (1)(f) OF THIS SECTION, AND THE ATTORNEY GENERAL SHALL MAKE THIS VERSION AVAILABLE TO THE PUBLIC IN A SEARCHABLE REPOSITORY ON THE ATTORNEY GENERAL'S WEBSITE. THE ATTORNEY GENERAL SHALL RENDER THE REPORT IN A FORMAT THAT MAKES THE INFORMATION ACCESSIBLE TO THE PUBLIC.

**6-1-1604. Social media companies - age verification requirements - use and disposal of information - domestic information processors.** (1) A SOCIAL MEDIA COMPANY SHALL USE A COMMERCIALLY REASONABLE PROCESS TO VERIFY THE AGE OF EACH INDIVIDUAL SEEKING TO CREATE AN ACCOUNT ON A SOCIAL MEDIA PLATFORM THAT THE SOCIAL MEDIA COMPANY OWNS OR OPERATES AND OF EACH USER WHO ALREADY HAS AN ACCOUNT ON A SOCIAL MEDIA PLATFORM THAT THE SOCIAL MEDIA COMPANY OWNS OR OPERATES IN ORDER TO DETERMINE IF THE INDIVIDUAL SEEKING TO CREATE AN ACCOUNT OR USER WHO ALREADY HAS AN ACCOUNT IS A JUVENILE AND SHOULD BE PROVIDED WITH THE PROTECTIONS AVAILABLE TO JUVENILES, INCLUDING THE PROTECTIONS DESCRIBED IN SECTIONS 6-1-1605, 6-1-1606, AND 6-1-1607.

(2) A SOCIAL MEDIA COMPANY SHALL TREAT A USER AS A JUVENILE IF THE USER'S DEVICE COMMUNICATES OR SIGNALS THAT THE USER IS A JUVENILE, INCLUDING THROUGH A BROWSER PLUG-IN, A PRIVACY SETTING, A DEVICE SETTING, OR OTHER MECHANISM.

(3) A SOCIAL MEDIA COMPANY SHALL ALLOW EACH USER OF A SOCIAL MEDIA PLATFORM THAT THE SOCIAL MEDIA COMPANY OWNS OR OPERATES TO SELECT AN OPTION TO APPLY TO THE USER THE PROTECTIONS AVAILABLE TO JUVENILES, INCLUDING THE PROTECTIONS DESCRIBED IN SECTIONS 6-1-1605, 6-1-1606, AND 6-1-1607.

(4) AT THE TIME A SOCIAL MEDIA COMPANY DETERMINES THAT A NEW OR EXISTING USER OF A SOCIAL MEDIA PLATFORM THAT THE SOCIAL MEDIA COMPANY OWNS OR OPERATES IS A JUVENILE, THE SOCIAL MEDIA COMPANY SHALL PROVIDE CLEAR, CONSPICUOUS, AND EASY-TO-UNDERSTAND:

(a) NOTICE OF THE POLICIES AND PRACTICES OF THE SOCIAL MEDIA PLATFORM WITH RESPECT TO THE PERSONAL DATA OF, AND PROTECTIONS FOR, JUVENILES;

(b) INFORMATION ABOUT HOW TO ACCESS THE PROTECTIONS AND PARENTAL TOOLS REQUIRED UNDER SECTIONS 6-1-1605 AND 6-1-1606; AND

(c) NOTICE ABOUT WHETHER THE SOCIAL MEDIA PLATFORM USES OR MAKES AVAILABLE TO JUVENILES A PRODUCT, SERVICE, OR DESIGN FEATURE, INCLUDING ANY PERSONALIZED RECOMMENDATION SYSTEM, THAT PRESENTS A HEIGHTENED RISK OF HARM TO JUVENILES.

(5) WITH REGARD TO ANY INFORMATION CONCERNING A USER OBTAINED BY A SOCIAL MEDIA COMPANY OR ITS AGENT IN ORDER TO COMPLY WITH THE REQUIREMENTS OF THIS SECTION, A SOCIAL MEDIA COMPANY OR ITS AGENT SHALL:

(a) RETAIN SUCH INFORMATION ONLY FOR THE PURPOSE OF COMPLIANCE WITH THIS SECTION AND FOR NO OTHER PURPOSE; AND

(b) SECURELY DISPOSE OF THE INFORMATION AFTER AGE VERIFICATION IS COMPLETE.

(6) ANY AGENT OF A SOCIAL MEDIA COMPANY THAT PROCESSES AGE VERIFICATION INFORMATION AS REQUIRED BY THIS SECTION SHALL HAVE ITS PRINCIPAL PLACE OF BUSINESS IN THE UNITED STATES.

**6-1-1605. Social media platforms - parental tools and settings required - notice required.** (1) A SOCIAL MEDIA PLATFORM SHALL PROVIDE READILY ACCESSIBLE AND EASY-TO-USE TOOLS AND SETTINGS FOR PARENTS AND GUARDIANS TO SUPPORT A JUVENILE WITH RESPECT TO THE JUVENILE'S USE OF THE SOCIAL MEDIA PLATFORM. THE TOOLS AND SETTINGS MUST INCLUDE THE ABILITY TO:

(a) VIEW AND MANAGE A JUVENILE'S PRIVACY AND ACCOUNT SETTINGS;

(b) RESTRICT PURCHASES AND FINANCIAL TRANSACTIONS BY THE JUVENILE;

(c) VIEW METRICS OF TOTAL TIME SPENT ON THE SOCIAL MEDIA PLATFORM;

(d) RESTRICT TIME SPENT ON THE SOCIAL MEDIA PLATFORM BY THE JUVENILE, INCLUDING THE ABILITY TO IMPLEMENT MAXIMUM DAILY USAGE LIMITATIONS AND USAGE LIMITATIONS DURING CERTAIN HOURS;

(e) LIMIT AND OPT OUT OF:

(I) PERSONALIZED RECOMMENDATION SYSTEMS, WHILE STILL ALLOWING DISPLAY OF CONTENT IN A CHRONOLOGICAL OR OTHER NONPERSONALIZED FORMAT;

(II) INFINITE OR ENDLESS SCROLL FEATURES, WHILE STILL ALLOWING DISPLAY OF CONTENT IN A CHRONOLOGICAL OR OTHER NONPERSONALIZED FORMAT;

(III) EPHEMERAL CONTENT FEEDS;

(IV) PRIVATE MESSAGING AND PRIVATE CONTENT FEATURES;

(V) NOTIFICATION AND ALERT FEATURES;

(VI) REWARD FEATURES OF ANY KIND, INCLUDING REWARDS THE SOCIAL MEDIA PLATFORM GIVES TO USERS FOR TIME SPENT ON THE PLATFORM;

(VII) APPEARANCE-ALTERING FILTERS;

(VIII) AUTOMATIC PLAYING OF MEDIA; AND

(IX) GEOLOCATION FEATURES;

(f) MANAGE TYPES OR CATEGORIES OF RECOMMENDATIONS FROM PERSONALIZED RECOMMENDATION SYSTEMS AND EPHEMERAL CONTENT FEEDS;

(g) REQUEST AND RECEIVE NOTIFICATIONS FROM THE SOCIAL MEDIA PLATFORM ABOUT INTERACTIONS BETWEEN THE JUVENILE'S ACCOUNT AND ACCOUNTS ASSOCIATED WITH ADULT USERS;

(h) REQUEST AND RECEIVE NOTIFICATIONS FROM THE SOCIAL MEDIA PLATFORM ABOUT THE PRESENCE OF SEXUALLY EXPLOITATIVE MATERIAL IN THE JUVENILE'S ACCOUNT AND INTERACTIONS BETWEEN THE JUVENILE'S ACCOUNT AND SEXUALLY EXPLOITATIVE MATERIAL;

(i) EASILY REPORT PREDATORY ACTIVITY AND SEXUALLY EXPLOITATIVE MATERIAL TO THE SOCIAL MEDIA PLATFORM; AND

(j) DELETE THE JUVENILE'S ACCOUNT AND ANY PERSONAL DATA COLLECTED FROM OR SHARED BY THE JUVENILE ON THE SOCIAL MEDIA PLATFORM.

(2) A SOCIAL MEDIA PLATFORM SHALL PROVIDE CLEAR AND CONSPICUOUS NOTICE TO A USER WHO THE SOCIAL MEDIA PLATFORM KNOWS IS A JUVENILE REGARDING WHEN TOOLS DESCRIBED IN THIS SECTION ARE IN EFFECT AND WHAT SETTINGS OR CONTROLS HAVE BEEN APPLIED.

**6-1-1606. Social media platforms - protections and warnings for juveniles.** (1) A SOCIAL MEDIA PLATFORM SHALL PROVIDE A USER WHO THE SOCIAL MEDIA PLATFORM KNOWS IS A JUVENILE WITH READILY ACCESSIBLE AND EASY-TO-USE PROTECTIONS THAT INCLUDE THE ABILITY TO:

(a) LIMIT THE AMOUNT OF TIME THE JUVENILE SPENDS ON THE SOCIAL

MEDIA PLATFORM;

(b) LIMIT THE ABILITY OF OTHER INDIVIDUALS TO COMMUNICATE WITH THE JUVENILE;

(c) PREVENT OTHER USERS, WHETHER REGISTERED OR NOT, FROM VIEWING THE JUVENILE'S PERSONAL DATA COLLECTED BY OR SHARED ON THE SOCIAL MEDIA PLATFORM, INCLUDING PREVENTING PUBLIC ACCESS TO THE JUVENILE'S PERSONAL DATA AND ANY CONTENT SHARED BY THE JUVENILE;

(d) LIMIT AND OPT OUT OF:

(I) PERSONALIZED RECOMMENDATION SYSTEMS, WHILE STILL ALLOWING DISPLAY OF CONTENT IN A CHRONOLOGICAL OR OTHER NONPERSONALIZED FORMAT;

(II) INFINITE OR ENDLESS SCROLL FEATURES, WHILE STILL ALLOWING DISPLAY OF CONTENT IN A CHRONOLOGICAL OR OTHER NONPERSONALIZED FORMAT;

(III) EPHEMERAL CONTENT FEEDS;

(IV) PRIVATE MESSAGING AND PRIVATE CONTENT FEATURES;

(V) NOTIFICATION AND ALERT FEATURES;

(VI) REWARD FEATURES OF ANY KIND, INCLUDING REWARDS THE SOCIAL MEDIA PLATFORM GIVES TO USERS FOR TIME SPENT ON THE PLATFORM;

(VII) APPEARANCE-ALTERING FILTERS;

(VIII) AUTOMATIC PLAYING OF MEDIA; AND

(IX) GEOLOCATION FEATURES;

(e) MANAGE TYPES OR CATEGORIES OF RECOMMENDATIONS FROM PERSONALIZED RECOMMENDATION SYSTEMS AND EPHEMERAL CONTENT FEEDS;

(f) RESTRICT THE SHARING OF THE GEOLOCATION OF THE JUVENILE TO OTHER USERS ON THE SOCIAL MEDIA PLATFORM AND PROVIDE NOTICE OF THE TRACKING OF THE JUVENILE'S GEOLOCATION; AND

(g) DELETE THE JUVENILE'S ACCOUNT AND ANY PERSONAL DATA COLLECTED FROM OR SHARED BY THE JUVENILE ON THE SOCIAL MEDIA PLATFORM.

(2) A SOCIAL MEDIA PLATFORM SHALL ENSURE THAT, IN THE CASE OF A USER WHO THE SOCIAL MEDIA PLATFORM KNOWS IS A JUVENILE, THE DEFAULT SETTING FOR ANY SAFEGUARD DESCRIBED IN THIS SECTION IS THE OPTION AVAILABLE ON THE PLATFORM THAT PROVIDES THE MOST PROTECTIVE LEVEL OF CONTROL OVER PRIVACY AND SAFETY FOR THAT USER.

(3) A SOCIAL MEDIA PLATFORM SHALL PROVIDE A USER WHO THE SOCIAL MEDIA PLATFORM KNOWS IS A JUVENILE WITH CLEAR AND CONSPICUOUS WARNINGS WHEN:

(a) CONTENT SHARED BY THE JUVENILE ON THE SOCIAL MEDIA PLATFORM MAY CONTAIN GEOLOCATION INFORMATION;

(b) THE JUVENILE'S DATA MAY BE TRACKED OR USED FOR THE PURPOSE OF ALGORITHMIC PERSONALIZATION, PERSONALIZED RECOMMENDATION SYSTEMS, OR TARGETED ADVERTISING;

(c) THE JUVENILE'S DATA MAY BE GIVEN OR SOLD TO THE SOCIAL MEDIA PLATFORM'S ADVERTISING CLIENTS;

(d) THE JUVENILE'S ACCOUNT PROFILE IS RECOMMENDED OR DISPLAYED TO ADULT USERS;

(e) THE JUVENILE'S ACCOUNT PROFILE IS RECOMMENDED OR DISPLAYED TO USERS WHO ARE NOT ON THE JUVENILE'S POPULATED LIST OF CONNECTED USERS ON THE SOCIAL MEDIA PLATFORM; AND

(f) THE JUVENILE SHARES OR RECEIVES PRIVATE CONTENT FROM USERS WHO ARE NOT ON THE JUVENILE'S POPULATED LIST OF CONNECTED USERS ON THE SOCIAL MEDIA PLATFORM.

**6-1-1607. Social media platforms - use of dark patterns prohibited.** A SOCIAL MEDIA PLATFORM SHALL NOT USE DARK PATTERNS TO LEAD OR ENCOURAGE JUVENILES TO PROVIDE PERSONAL INFORMATION, TO DISABLE SAFEGUARDS OR PARENTAL CONTROLS REQUIRED UNDER THIS PART 16, OR TO FORGO PRIVACY PROTECTIONS.

**6-1-1608. Social media companies - removal of users for prohibited activity.** (1) EXCEPT AS DESCRIBED IN SUBSECTION (2) OF THIS SECTION, UPON THE DETECTION BY ANY COMPONENT OF A SOCIAL MEDIA PLATFORM'S CONTENT MODERATION SYSTEMS, OR UPON THE NOTIFICATION TO A SOCIAL MEDIA PLATFORM BY A USER, A PARENT OR GUARDIAN OF A JUVENILE USER, A VISITOR, OR A LAW ENFORCEMENT AGENT, THAT A USER OF A SOCIAL MEDIA PLATFORM SELLS OR ADVERTISES AN ILLICIT SUBSTANCE OR ENGAGES IN THE SALE OF A FIREARM IN VIOLATION OF STATE OR FEDERAL LAW; THE SEX TRAFFICKING OF A JUVENILE; OR THE POSSESSION, DISPLAY, EXCHANGE, DISTRIBUTION, SALE, OR

CREATION, OR INDUCEMENT TO CREATE, SEXUALLY EXPLOITATIVE MATERIAL, THE SOCIAL MEDIA COMPANY THAT OWNS OR OPERATES THE SOCIAL MEDIA PLATFORM SHALL:

(a) DETERMINE AS SOON AS FEASIBLY POSSIBLE AND WITHOUT UNDUE DELAY, TAKING INTO ACCOUNT THE LEVEL OF RISK PRESENTED, WHETHER THE USER VIOLATED STATE OR FEDERAL LAW OR THE SOCIAL MEDIA PLATFORM'S PUBLISHED POLICIES; AND

(b) REMOVE, WITHIN TWENTY-FOUR HOURS AFTER THE DETERMINATION DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION IS MADE, ANY USER DETERMINED TO HAVE ENGAGED IN ANY SUCH VIOLATION.

(2) A SOCIAL MEDIA PLATFORM MAY ALLOW A USER TO SELL OR ADVERTISE MEDICAL MARIJUANA OR RETAIL MARIJUANA TO USERS WHO ARE AT LEAST TWENTY-ONE YEARS OF AGE SO LONG AS THE SALE OR ADVERTISING COMPLIES WITH ANY RULES PROMULGATED PURSUANT TO SECTION 44-10-203 (3)(a).

**6-1-1609. Social media companies - cooperation with law enforcement agencies - data retention - response timelines.** (1) A SOCIAL MEDIA COMPANY SHALL RETAIN FOR AT LEAST ONE YEAR ANY DATA AND METADATA CONCERNING USERS' IDENTITIES AND ACTIVITIES ON THE SOCIAL MEDIA PLATFORM.

(2) A SOCIAL MEDIA COMPANY SHALL INITIALLY RESPOND TO ANY INQUIRY OR LEGAL PROCESS FROM A LAW ENFORCEMENT AGENCY WITHIN THREE DAYS TO CONFIRM RECEIPT AND SHALL FULFILL THE LAW ENFORCEMENT AGENCY'S REQUEST WITHIN THIRTY DAYS AFTER RECEIVING THE INQUIRY. A SOCIAL MEDIA COMPANY SHALL PRESERVE THE DATA AND METADATA NEEDED TO RESPOND TO AN INQUIRY FROM A LAW ENFORCEMENT AGENCY.

(3) IF A COURT ORDER OR CERTIFICATION ISSUED PURSUANT TO 18 U.S.C. SEC. 2705, AS AMENDED, HAS NOT BEEN PROVIDED TO A SOCIAL MEDIA COMPANY, THE SOCIAL MEDIA COMPANY SHALL NOT ALERT A USER TO THE FACT THAT A LAW ENFORCEMENT AGENCY IS INVESTIGATING THE USER'S ACTIVITY OR ACCOUNT WITHOUT FIRST NOTIFYING THE INVESTIGATING LAW ENFORCEMENT AGENCY THAT THE SOCIAL MEDIA COMPANY WILL ALERT THE USER IF THE SOCIAL MEDIA COMPANY DOES NOT RECEIVE THE COURT ORDER OR CERTIFICATION. A SOCIAL MEDIA COMPANY SHALL NOT ALERT THE USER FOR AT LEAST NINETY DAYS AFTER THE DATE OF THIS NOTIFICATION, DURING WHICH TIME THE LAW ENFORCEMENT AGENCY MAY OBTAIN SUCH A COURT ORDER OR CERTIFICATION AND PROVIDE IT TO THE SOCIAL MEDIA COMPANY.

(4) ANY INFORMATION THAT A SOCIAL MEDIA COMPANY PROVIDES TO A LAW ENFORCEMENT AGENCY AS DESCRIBED IN THIS PART 16 SHALL BE PROVIDED IN AN EASILY USABLE FORMAT.

**6-1-1610. Social media companies - use of algorithms.** THE USE OF A DESIGN, ALGORITHM, OR FEATURE TO PROMOTE OR ENCOURAGE ENGAGEMENT OR USE BY A JUVENILE ON A SOCIAL MEDIA PLATFORM IS CONSIDERED "PROCESSING THAT PRESENTS A HEIGHTENED RISK OF HARM TO A CONSUMER", AS DESCRIBED IN SECTION 6-1-1309, AND IS SUBJECT TO THE REQUIREMENTS OF SECTION 6-1-1309.

**6-1-1611. Right to cure - repeal.** (1) PRIOR TO INITIATING ANY ENFORCEMENT ACTION PURSUANT TO SECTION 6-1-1612, THE ATTORNEY GENERAL OR DISTRICT ATTORNEY SHALL ISSUE A NOTICE OF VIOLATION TO A SOCIAL MEDIA COMPANY ALLEGED TO HAVE VIOLATED THIS PART 16 IF A CURE IS DEEMED POSSIBLE. IF THE SOCIAL MEDIA COMPANY FAILS TO CURE THE VIOLATION WITHIN SIXTY DAYS AFTER THE RECEIPT OF THE NOTICE OF VIOLATION, AN ACTION MAY BE BROUGHT PURSUANT TO PART 1 OF THIS ARTICLE 1.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2026.

**6-1-1612. Social media companies - violations - unfair or deceptive trade practice.** A PERSON THAT KNOWINGLY OR RECKLESSLY VIOLATES THIS PART 16 OR AIDS OR ABETS A VIOLATION OF THIS PART 16 COMMITS A DECEPTIVE TRADE PRACTICE, AS DESCRIBED IN SECTION 6-1-105 (1)(eeee).

**6-1-1613. Duties and obligations not exclusive - remedies not exclusive.** (1) THE DUTIES AND OBLIGATIONS IMPOSED BY THIS PART 16 ARE IN ADDITION TO ANY OTHER DUTIES OR OBLIGATIONS IMPOSED UNDER LOCAL, STATE, OR FEDERAL LAW, AND THIS PART 16 DOES NOT RELIEVE ANY PARTY FROM ANY DUTIES OR OBLIGATIONS IMPOSED UNDER LAW.

(2) THE REMEDIES OR PENALTIES PROVIDED BY THIS PART 16 ARE IN ADDITION TO EACH OTHER AND TO ANY OTHER REMEDIES OR PENALTIES AVAILABLE UNDER LOCAL, STATE, OR FEDERAL LAW.

**6-1-1614. Severability.** IF ANY PROVISION OF THIS PART 16 OR THE APPLICATION OF THIS PART 16 TO ANY PERSON OR CIRCUMSTANCE IS HELD INVALID, SUCH INVALIDITY DOES NOT AFFECT OTHER PROVISIONS OR APPLICATIONS OF THIS PART 16 THAT CAN BE GIVEN EFFECT WITHOUT THE INVALID PROVISION OR APPLICATION, AND TO THIS END THE PROVISIONS OF THIS PART 16 ARE DECLARED TO BE SEVERABLE.

**6-1-1615. Rules - guidance for age verification process.** (1) THE ATTORNEY GENERAL MAY PROMULGATE RULES FOR THE PURPOSE OF CARRYING OUT THIS PART 16.

(2) THE ATTORNEY GENERAL MAY PROVIDE GUIDANCE AND CREATE STANDARDS TO HELP A SOCIAL MEDIA PLATFORM IMPLEMENT A COMMERCIALLY REASONABLE AGE VERIFICATION PROCESS.

**SECTION 2.** In Colorado Revised Statutes, 6-1-105, **add** (1)(eeee) 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:

(eeee) KNOWINGLY OR RECKLESSLY VIOLATES OR AIDS OR ABETS THE COMMISSION OF A VIOLATION OF PART 16 OF THIS ARTICLE 1.

**SECTION 3. Act subject to petition - effective date.** This act takes effect July 1, 2025; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2024 and, in such case, will take effect July 1, 2025, or on the date of the official declaration of the vote thereon by the governor, whichever is later.".

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## MESSAGE FROM THE HOUSE

March 28, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1148 and HB24-1354, amended as printed in House Journal, March 26, 2024.

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April 1, 2024
Mr. President:

The House has voted to adhere to its position on SB24-035. The bill is returned herewith.

The House has voted to concur in the Senate amendments to HB24-1007, HB24-1056, HB24-1072, and HB24-1098 and has repassed the bills as so amended.

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## MESSAGE FROM THE REVISOR OF STATUTES

March 28, 2024
We herewith transmit:

Without comment, as amended, HB24-1148 and 1354.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for moments of personal privilege.

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Senate in recess. Senate reconvened.

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## THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB24-1039** by Representative(s) Vigil and Titone; also Senator(s) **Winter F. and Marchman**-- Concerning non-legal name changes for students in schools.

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.021), by Senator Marchman.

Amend revised bill, page 5, line 2, strike "(6)(c)(VIII);" and substitute "(6)(c)(VIII) and (6)(c)(IX);".

Page 5, after line 10, insert:

"(IX) Subsection (3) of this section and sections 22-32-110 (1)(k) and 22-63-206 (1) relating to discrimination based on hair texture, hair type, or a protective hairstyle that is commonly or historically associated with race; OR".

Page 5, line 15, strike "(7)(b)(VIII);" and substitute "(7)(b)(VIII) and (7)(b)(IX);".

Page 5, after line 23, insert:

"(IX) Subsection (3) of this section and sections 22-32-110 (1)(k) and 22-63-206 (1) relating to discrimination based on hair texture, hair type, or a protective hairstyle that is commonly or historically associated with race; OR".

The amendment was **passed** on the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 22 | NO | 11 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | E | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | E | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Cutter, Ginal, Gonzales, Hinrichsen, Jaquez Lewis, Kolker, Michaelson Jenet, and Zenzinger.

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On motion of Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB24-169, HB24-1309, HB24-1087, HB24-1003, SB24-180 were made Special Orders at 10:51 a.m.

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Committee of the Whole

The hour of 10:51 a.m. having arrived, Senator Exum moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills - Consent Calendar, and Senator Exum was called to act as Chair.

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## 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:

**SB24-169** by Senator(s) **Exum**; also Representative(s) Snyder--Concerning public employees' retirement association job classifications for state employees whose duties relate to wildfire mitigation.

Ordered engrossed and placed on the calendar for third reading and final passage.

**HB24-1309** by Representative(s) Taggart and Velasco; also Senator(s) **Roberts and Rich**--Concerning protection for persons assisting in volunteer helicopter search and rescue operations.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1087** by Representative(s) McCormick and Armagost; also Senator(s) **Kirkmeyer and Marchman**--Concerning the creation of an additional pathway for educators to gain an endorsement for special education instruction.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1003** by Representative(s) McLachlan and Young; also Senator(s) **Simpson and Michaelson Jenet**--Concerning measures related to harm reduction for students.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 28, page(s) 622-623 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**SB24-180** by Senator(s) **Fenberg and Smallwood**; also Representative(s) Lindstedt and Winter T.--Concerning the repeal of the "Colorado Digital Token Act".

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 -- CONSENT CALENDAR

On motion of Senator Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-169, SB24-180, HB24-1309, HB24-1087, HB24-1003 as amended.

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On motion of Majority Leader Rodriguez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB24-1011 and SB24-170 were made Special Orders at 10:58 a.m.

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Committee of the Whole

The hour of 10:58 a.m. having arrived, Senator Exum moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Exum was called to act as Chair.

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## SPECIAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

**HB24-1011** by Representative(s) Brown and Amabile; also Senator(s) **Cutter and Marchman**-- Concerning mortgage servicers, and, in connection therewith, requiring mortgage servicers to take certain actions regarding the disbursement of insurance proceeds to borrowers.

Amendment No. 1, Business, Labor & Technology Committee Amendment. (Printed in Senate Journal, March 28, page(s) 608 and placed in members' bill files.)

Amendment No. 2(L.006), by Senator Cutter and Marchman.

Amend reengrossed bill, page 8, after line 15 insert:

"**SECTION 4.** In Colorado Revised Statutes, **repeal** 10-4-112 as follows:

**10-4-112. Property damage - time of payment.** ~~(1) After an insurer has issued a draft or check to a loss payee and the insured under the terms of a property damage policy for the repair of property damage to a one- to four-family dwelling unit or an owner-operated commercial property when the mortgage or deed of trust secures a debt not in excess of two hundred thousand dollars, such draft or check, if satisfactory in an amount to the insured, shall be properly endorsed by the insured in favor of the loss payee and delivered to the loss payee.~~

~~(2) If the draft or check is for the full amount of the loss and is in an amount of one thousand dollars or less, the loss payee shall return the draft or check, properly endorsed, to the insured within ten days after the date of its receipt by the loss payee, unless the evidence of the debt or the instrument given as security for the debt is in default.~~

~~(3) If the draft or check is in an amount in excess of one thousand dollars, or is a partial payment on a loss in an amount in excess of one thousand dollars, the loss payee shall either:~~

~~(a) Send the draft or check, properly endorsed, to the insured within ten days after the date of its receipt by the loss payee;~~

~~(b) Process the draft or check for collection or deposit, except as provided in paragraph (c) of this subsection (3). Any loss payee holding funds~~

~~under this paragraph (b), upon its approval of contracts or plans for the completion of repairs, shall make reasonable advances or progress payments as appropriate to be applied to the completion of repairs and shall be entitled to require appropriate lien waivers and to inspect the repairs during the progress of the repairs. The loss payee shall be entitled to retain up to fifteen percent of the amount of the draft or check as retainage until completion and inspection, satisfactory to the insured, of the work.~~

~~(c) Process the draft or check for collection or deposit. Any loss payee holding funds under this paragraph (c) shall hold such funds for the payment of the cost of repairs unless any one of the following circumstances is present:~~

~~(I) The evidence of the debt or the instrument given as security for the debt is in default. If the default is a result of failure to make payments in a timely manner as required by the evidence of debt or the instrument securing the debt, the loss payee may apply an amount of such proceeds sufficient to cure the default, including taxes, penalties, and late charges, and hold the balance for the cost of repairs, pursuant to paragraph (b) of this subsection (3).~~

~~(II) The restoration of the property would violate local, state, or federal laws or regulations;~~

~~(III) The property cannot reasonably be restored to its condition prior to the loss at a cost of not to exceed the amount of the draft, reduced by an amount applied to cure a default pursuant to subparagraph (I) of this paragraph (c).~~

~~(d) Advise the insurer and insured that it is not satisfied with the amount of the draft or check and pursue a claim for the loss under the terms of the policy. Upon such notification the insured shall not be precluded from pursuing, either singly or jointly with the loss payee, a claim for the loss under the terms of the policy.~~

~~(4) Neither approval of contracts, plans for the completion of repairs, nor inspection of the work shall make the loss payee liable to any person for any improper, negligent, or unsatisfactory repairs.~~".

Renumber succeeding section accordingly.

As amended, ordered revised and placed on the calendar for third reading and final passage.

**SB24-170** by Senator(s) **Zenzinger and Kirkmeyer**; also Representative(s) McLachlan--Concerning the America 250 - Colorado 150 commission.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. (Printed in Senate Journal, March 28, page(s) 623 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Zenzinger.

Amend printed bill, page 2, lines 5 and 6, strike "and (3)(a)(VI)(J)" and substitute "(3)(a)(VI)(J), and (3)(a)(VI)(K)".

Page 3, line 2, strike "NINETEEN" and substitute "TWENTY".

Page 3, line 4, strike "FOURTEEN" and substitute "FIFTEEN".

Page 3, after line 17 insert:

"(I) ONE MEMBER WHO IS AN EXPERT IN DISABILITY HISTORY OR IS WORKING FOR A DISABILITY RIGHTS ORGANIZATION;".

Renumber succeeding sub-subparagraphs accordingly.

Page 3, line 27, strike "(3)(a)(VI)(J)" and substitute "(3)(a)(VI)(K)".

Page 4, line 2, strike "(3)(a)(VI)(I)" and substitute "(3)(a)(VI)(J)".

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 Exum, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 33 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | E | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | E | Lundeen | Y | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-170 as amended, HB24-1011 as amended.

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On motion of Majority Leader Rodriguez, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (SB24-060, SB24-106, HB24-1259) of Monday, April 1, was laid over until Tuesday, April 2, retaining its place on the calendar.

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## SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

**The President has signed:** SR24-004.

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Senate in recess. Senate reconvened.

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## MESSAGE FROM THE HOUSE (cont'd)

April 1, 2024
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1395, HB24-1409, HB24-1428, and HB24-1430, amended as printed in House Journal, March 28, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1387, HB24-1391, HB24-1396, HB24-1397, HB24-1398, HB24-1399, HB24-1400, and HB24-1429.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1390, HB24-1403, HB24-1406, HB24-1407, HB24-1408, HB24-1410, HB24-1417, HB24-1421, HB24-1425, and HB24-1427, amended as printed in House Journal, March 28, 2024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB24-1385, HB24-1386, HB24-1388, HB24-1389, HB24-1392, HB24-1393, HB24-1394, HB24-1401, HB24-1402, HB24-1404, HB24-1405, HB24-1411, HB24-1412, HB24-1413, HB24-1414, HB24-1415, HB24-1416, HB24-1418, HB24-1419, HB24-1420, HB24-1422, HB24-1423, HB24-1424, and HB24-1426.

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## MESSAGE FROM THE REVISOR OF STATUTES (cont'd)

April 1, 2024
We herewith transmit:

Without comment, HB24-1387, 1391, 1396, 1397, 1398, 1399, 1400, and 1429.
Without comment, as amended, HB24-1395, 1409, 1428, and 1430.

Without comment, HB24-1385, 1386, 1388, 1389, 1392, 1393, 1394, 1401, 1402, 1404, 1405, 1411, 1412, 1413, 1414, 1415, 1416, 1418, 1419, 1420, 1422, 1423, 1424, 1425, 1426, and 1427.
Without comment, as amended, HB24-1390, 1403, 1406, 1407, 1408, 1410, 1417, and 1421.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-191** by Senator(s) Zenzinger and Simpson; also Representative(s) Kipp and Frizell--Concerning the operation of host homes for youth.
Health & Human Services

**SB24-192** by Senator(s) Michaelson Jenet; --Concerning changes to the law requiring persons in the business of selling motor vehicles to make a consumer whole if the motor vehicle fails to perform.
Business, Labor, & Technology

**SB24-193** by Senator(s) Danielson and Simpson; also Representative(s) Duran and Pugliese--Concerning a requirement that any annexation of lands within the exterior boundaries of a reservation of a federally recognized Indian tribe be approved by the tribal council of the Indian tribe.
State, Veterans, & Military Affairs

**HB24-1385** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning the deadline for the department of corrections to submit a request for an appropriation related to changes in caseload.
Appropriations

**HB24-1386** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning the creation of the broadband infrastructure cash fund in the state treasury to be used by the department of corrections to install broadband infrastructure at certain correctional facilities, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1387** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning modifications to the preschool programs cash fund.
Appropriations

**HB24-1388** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning an increase in the percentage of money transferred to the nurse home visitor program fund from the tobacco litigation settlement cash fund, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1389** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning providing funding to schools in the 2023-24 budget year for increases in pupil enrollment after the 2023-24 budget year pupil enrollment count day, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1390** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Kirkmeyer and Bridges, Zenzinger--Concerning measures to support certain school food programs in the department of education, and, in connection therewith, making and reducing an appropriation.
Appropriations

**HB24-1391** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning extending the continuous appropriation authority for the educator licensure cash fund.
Appropriations

**HB24-1392** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Kirkmeyer and Bridges, Zenzinger--Concerning revising the fourth-year innovation pilot program, and, in connection therewith, limiting local education provider and school participation and adding program evaluation requirements.
Appropriations

**HB24-1393** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning measures to reduce the cost of the accelerating students through concurrent enrollment program, and, in connection therewith, making and reducing an appropriation.
Appropriations

**HB24-1394** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning funding for charter school institute mill levy equalization, and, in connection therewith, increasing and decreasing appropriations.
Appropriations

**HB24-1395** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning delaying a transfer from the marijuana tax cash fund to the public school capital construction assistance fund, and, in connection therewith, reducing an appropriation.
Appropriations

**HB24-1396** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning the transfer of money from the general fund to the advanced industries acceleration cash fund, and, in connection therewith, extending the "Colorado Bioscience and Clean Technology Innovation Reinvestment Act" for an additional eight years.
Appropriations

**HB24-1397** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning cash funds that provide funding for the creative industries division in the office of economic development.
Appropriations

**HB24-1398** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning a transfer to the procurement technical assistance cash fund.
Appropriations

**HB24-1399** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning discounted care for indigent patients, and, in connection therewith, repealing the Colorado indigent care program, creating the hospital discounted care advisory committee, and addressing disproportionate share hospital payments.
Appropriations

**HB24-1400** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Kirkmeyer and Zenzinger, Bridges--Concerning medicaid eligibility procedures.
Appropriations

**HB24-1401** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning making an appropriation to the department of health care policy and financing for payments to the Denver health and hospital authority.
Appropriations

**HB24-1402** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning an evaluation of the department of higher education's information technology functions and services by the office of information technology, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1403** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Zenzinger and Bridges, Kirkmeyer--Concerning postsecondary education support for students experiencing housing disruptions in high school, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1404** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning an exception for appropriations of less than two million dollars in new legislation to the requirement that appropriation increases for student financial aid align with appropriation increases to institutions of higher education.
Appropriations

**HB24-1405** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning the increased money received pursuant to the federal "Families First Coronavirus Response Act" used for health services at the university of Colorado, and, in connection therewith, reducing an appropriation.
Appropriations

**HB24-1406** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning the creation of the school-based mental health support program, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1407** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning the creation of the community food assistance provider grant program, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1408** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning expenditures for care assistance programs, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1409** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning the funding of employment-related services in the state through the department of labor and employment, and, in connection therewith, making and reducing appropriations.
Appropriations

**HB24-1410** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning administrative changes to the just transition office in the department of labor and employment.
Appropriations

**HB24-1411** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Kirkmeyer and Zenzinger--Concerning an increase in the amount of fees paid to the property tax exemption fund for filing property tax exemption forms.
Appropriations

**HB24-1412** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning clarification of the scope of the authority of the adjutant general to disburse state money for capital asset-related purposes.
Appropriations

**HB24-1413** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Kirkmeyer and Bridges, Zenzinger--Concerning transfers from funds that include severance tax revenue, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1414** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning repealing the COVID heroes collaboration fund, and, in connection therewith, transferring the balance of the fund to the general fund.
Appropriations

**HB24-1415** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning the state employee reserve fund, and, in connection therewith, transferring thirty-one million one hundred sixty thousand dollars from the state employee reserve fund to the general fund.
Appropriations

**HB24-1416** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning the creation of the healthy food incentives program, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1417** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning license fees payable to health-care cash funds.
Appropriations

**HB24-1418** by Representative(s) Sirota and Taggart, Bird; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning the transfer of money from the hazardous substance site response fund to the hazardous substance response fund.
Appropriations

**HB24-1419** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Zenzinger--Concerning a transfer of ten million dollars from the energy and carbon management cash fund to the stationary sources control fund.
Appropriations

**HB24-1420** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning the transfer of money from the general fund to the Colorado crime victim services fund.
Appropriations

**HB24-1421** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning modifying funding for grant programs administered by the division of criminal justice in the department of public safety, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1422** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning the cost threshold of controlled maintenance projects for capital renewal.
Appropriations

**HB24-1423** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning money administered by the division of parks and wildlife in the department of natural resources, and, in connection therewith, reducing an appropriation.
Appropriations

**HB24-1424** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning the transfer of one million four hundred ninety-six thousand dollars from the college opportunity fund to the general fund.
Appropriations

**HB24-1425** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning transfers of money for capital construction.
Appropriations

**HB24-1426** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning transferring the balance of the controlled maintenance trust fund to the general fund.
Appropriations

**HB24-1427** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Zenzinger, Kirkmeyer--Concerning a requirement that the state auditor retain an actuarial firm with experience in public sector pension plans to conduct a study regarding the public employees' retirement association, and, in connection therewith, making an appropriation.
Appropriations

**HB24-1428** by Representative(s) Bird and Taggart, Sirota; also Senator(s) Bridges and Kirkmeyer, Zenzinger--Concerning evidence-based designations to assist the general assembly in determining the appropriate level of funding for a program or practice.
Appropriations

**HB24-1429** by Representative(s) Bird and Sirota, Taggart; also Senator(s) Zenzinger and Kirkmeyer, Bridges--Concerning a transfer from the unused state-owned real property fund to the general fund.
Appropriations

**HB24-1430** by Representative(s) Bird, Sirota, Taggart; also Senator(s) Zenzinger, Bridges, Kirkmeyer--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, 2024, except as otherwise noted.
Appropriations

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## MESSAGE FROM THE GOVERNOR

Appointment

A letter of designation and appointment from Governor Jared Polis was read and assigned to committee as follows:

March 15, 2024

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 RACING COMMISSION

for a term expiring July 1, 2026:

Jeffrey Ruebel of Westminster, Colorado, an Unaffiliated from the Eighth Congressional District, to serve as a registered elector, occasioned by the resignation of Sandra Bowen of Idledale, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 3/18/24
Ryan Breitweiser, Journal Clerk

Committee on Finance

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Tuesday, April 2, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

**SENATE JOURNAL**
Seventy-fourth General Assembly
**STATE OF COLORADO**
Second Regular Session

84th Legislative Day Tuesday, April 2, 2024

Prayer — By President *pro tem* Coleman.

Call to Order — By the President at 9:00 a.m.

Roll Call — Present--35

Quorum — The President announced a quorum present.

Pledge — By Senator Cutter.

Approval of the Journal — On motion of Senator Rich, the Journal of Monday, April 1, 2024, was approved as corrected by the Secretary.

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## SENATE SERVICES REPORT

**Correctly Printed:** SB24-191, 192, and 193.
**Correctly Engrossed:** SB24-169, 170, and 180.
**Correctly Revised:** HB24-1003, 1011, 1087, and 1309.
**Correctly Rerevised:** HB24-1039.
**Correctly Enrolled:** SR24-004.

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## COMMITTEE OF REFERENCE REPORTS

Judiciary — After consideration on the merits, the Committee recommends that **SB24-187** be referred to the Committee of the Whole with favorable recommendation.

Judiciary — After consideration on the merits, the Committee recommends that **SB24-182** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary — After consideration on the merits, the Committee recommends that **SB24-189** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, strike lines 8 through 10 and substitute:
disability; ~~or~~ sexual orientation; ~~he or she~~ GENDER IDENTITY; OR GENDER EXPRESSION, THE PERSON:".

Page 3, strike lines 3 and 4 and substitute:
"IDENTITY; OR GENDER EXPRESSION, commits a class 1 misdemeanor.".

Judiciary — After consideration on the merits, the Committee recommends that **SB24-090** 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 13, strike "**penalty.**" and substitute "**failure to provide identifying information - penalty - definition.**".

Page 4, strike lines 3 through 10 and substitute:

"(2) Any person who violates ~~any provision~~ SUBSECTION (1) of this section commits a class A traffic infraction.

(3) (a) A PERSON WHO OPERATES A MOTOR VEHICLE IN THIS STATE WHO DOES NOT HAVE THE PERSON'S PHYSICAL OR DIGITAL DRIVER'S OR MINOR DRIVER'S LICENSE, INSTRUCTION PERMIT, OR IDENTIFICATION CARD IN THE PERSON'S IMMEDIATE POSSESSION SHALL, UPON REQUEST OF A PEACE OFFICER, PROVIDE PERSONALLY IDENTIFYING INFORMATION TO THE PEACE OFFICER.

(b) A PERSON WHO OPERATES A MOTOR VEHICLE IN THIS STATE WHO HAS THE PERSON'S PHYSICAL OR DIGITAL DRIVER'S OR MINOR DRIVER'S LICENSE, INSTRUCTION PERMIT, OR IDENTIFICATION CARD IN THE PERSON'S IMMEDIATE POSSESSION BUT REFUSES TO PRESENT IT TO A PEACE OFFICER SHALL, UPON REQUEST OF THE PEACE OFFICER, PROVIDE PERSONALLY IDENTIFYING INFORMATION TO THE PEACE OFFICER.

(c) A PERSON WHO VIOLATES SUBSECTION (3)(a) OR (3)(b) OF THIS SECTION COMMITS FAILURE TO PROVIDE IDENTIFYING INFORMATION TO A PEACE OFFICER BY A DRIVER.

(d) FAILURE TO PROVIDE IDENTIFYING INFORMATION TO A PEACE OFFICER BY A DRIVER IS A CLASS 2 MISDEMEANOR TRAFFIC OFFENSE.

(e) A PEACE OFFICER SHALL ISSUE A WRITTEN NOTICE OR SUMMONS TO APPEAR IN COURT, AS PROVIDED IN SECTION 42-4-1707, TO A PERSON FOR A VIOLATION OF THIS SUBSECTION (3). A PEACE OFFICER SHALL NOT ARREST A PERSON FOR A VIOLATION OF THIS SUBSECTION (3), BUT MAY DETAIN THE PERSON TO ASCERTAIN THE PERSON'S IDENTITY. A PEACE OFFICER SHALL NOT DETAIN THE PERSON LONGER THAN REASONABLY NECESSARY TO ASCERTAIN THE PERSON'S IDENTITY.

(4) IF A PEACE OFFICER ASKS A DRIVER FOR PERSONALLY IDENTIFYING INFORMATION AND THERE ARE PASSENGERS IN THE DRIVER'S VEHICLE, THE DRIVER MAY REQUEST TO EXIT THE VEHICLE TO PROVIDE THE PERSONALLY IDENTIFYING INFORMATION TO THE PEACE OFFICER AWAY FROM THE PASSENGERS.

(5) AS USED IN THIS SECTION, "PERSONALLY IDENTIFYING INFORMATION" INCLUDES ANY OF THE FOLLOWING:

(a) A PASSPORT;

(b) A DRIVER'S LICENSE OR IDENTIFICATION CARD ISSUED BY ANOTHER STATE OR COUNTRY;

(c) THE PERSON'S NAME AND BIRTH DATE; OR

(d) ANY OTHER IDENTIFYING INFORMATION AS PART OF A REASONABLE ATTEMPT TO COMMUNICATE THE PERSON'S IDENTITY TO A PEACE OFFICER.".

Page 1, line 102 strike "**INCREASING THE**" and substitute "**REQUIRING A DRIVER TO PROVIDE IDENTIFYING INFORMATION TO A PEACE OFFICER UPON REQUEST.**".

Page 1, strike lines 103 through 105.

Trans-portation & Energy

After consideration on the merits, the Committee recommends that **HB24-1341** be referred to the Committee of the Whole with favorable recommendation.

Trans-portation & Energy

After consideration on the merits, the Committee recommends that **HB24-1021** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, line 3, strike "(4)(a); **repeal** (5); and **add** (5.5)" and substitute "(4)(a)".

Page 3, line 5, strike "~~and~~" and substitute "and".

Page 3, line 19, strike "child;" and substitute "child.".

Page 3, strike lines 20 through 27.

Page 4, strike lines 1 through 24.

Page 5, lines 4 and 5, strike "COMPLETED, WITHIN THE PREVIOUS SIX MONTHS," and substitute "COMPLETED".

Page 5, after line 23 insert:

"(d) THE DEPARTMENT SHALL ISSUE AN INSTRUCTION PERMIT TO A MINOR WHO IS EIGHTEEN YEARS OF AGE OR OLDER AND WHO MEETS THE REQUIREMENTS TO BE ISSUED AN INSTRUCTION PERMIT IN ACCORDANCE WITH SECTIONS 42-2-107 AND 42-2-108.

(e) THE DEPARTMENT SHALL NOT ISSUE AN INSTRUCTION PERMIT TO DRIVE A MOTORCYCLE UNLESS THE APPLICANT HAS SUCCESSFULLY COMPLETED AN INSTRUCTION PROGRAM IN MOTORCYCLE SAFETY THAT IS APPROVED BY THE COLORADO STATE PATROL.".

Page 6, line 4, strike "PERSONS" and substitute "INDIVIDUALS".

Page 6, line 16, strike "A PERSON" and substitute "AN INDIVIDUAL".

Page 6, line 20, strike "A PERSON" and substitute "AN INDIVIDUAL".

Page 6, line 22, strike "THE PERSON" and substitute "AN INDIVIDUAL".

Page 6, strike line 23 and substitute "WHO ASSUMED THE OBLIGATIONS UNDER THIS ARTICLE 2 BY SIGNING THE AFFIDAVIT OF LIABILITY FOR THE MINOR.".

Page 6, line 27, strike "PERSON" and substitute "INDIVIDUAL".

Page 7, strike lines 3 through 5 and substitute:

"(d) THE INDIVIDUAL WHO SIGNED THE AFFIDAVIT OF LIABILITY MAY ALLOW".

Page 7, strike lines 11 through 14 and substitute:

"(e) (I) IF THE INDIVIDUAL WHO SIGNED THE AFFIDAVIT OF LIABILITY DOES NOT HAVE A".

Page 7, line 15, strike "PERSON" and substitute "INDIVIDUAL".

Page 7, strike lines 17 through 20 and substitute:

"(II) IF THE INDIVIDUAL WHO COSIGNED THE APPLICATION FOR THE MINOR'S INSTRUCTION PERMIT IS IN THE UNITED".

Page 7, line 22, strike "PERSON" and substitute "INDIVIDUAL".

Page 7, line 23, strike "PERSON" and substitute "INDIVIDUAL".

Page 13, line 15, strike "January 1, 2027;" and substitute "April 1, 2026;".

Page 13, line 21, strike "January 1, 2027," and substitute "April 1, 2026,".

Page 13, lines 25 and 26, strike "the applicable effective date of this act." and substitute "April 1, 2026.".

Trans-portation & Energy

After consideration on the merits, the Committee recommends that **HB24-1161** 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, line 9, strike "LAW ENFORCEMENT".

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## INTRODUCTION OF MEMORIALS

The following memorial was read by title:

**SM24-002** by Senator(s) Will; –Concerning memorializing former Senator E Martin “Marty” Hatcher.

Laid over until Tuesday, April 9.

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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:

**SB24-169** by Senator(s) **Exum**; also Representative(s) Snyder--Concerning public employees' retirement association job classifications for state employees whose duties relate to wildfire mitigation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Danielson, Fenberg, Ginal, Gonzales, Jaquez Lewis, Marchman, Michaelson Jenet, Priola, and Sullivan.

**HB24-1309** by Representative(s) Taggart and Velasco; also Senator(s) **Roberts and Rich**--Concerning protection for persons assisting in volunteer helicopter search and rescue operations.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baisley, Exum, Fenberg, Fields, Gardner, Ginal, Hinrichsen, Kirkmeyer, Liston, Lundeen, Michaelson Jenet, Simpson, Van Winkle, and Will.

**HB24-1087** by Representative(s) McCormick and Armagost; also Senator(s) **Kirkmeyer and Marchman**--Concerning the creation of an additional pathway for educators to gain an endorsement for special education instruction.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Gardner, Ginal, Gonzales, Lundeen, Michaelson Jenet, Pelton B., Priola, Roberts, Sullivan, and Will.

**HB24-1003** by Representative(s) McLachlan and Young; also Senator(s) **Simpson and Michaelson Jenet**--Concerning measures related to harm reduction for students.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 34 | NO | 1 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Gonzales, Jaquez Lewis, Marchman, Priola, and Winter F.

**SB24-180** by Senator(s) **Fenberg and Smallwood**; also Representative(s) Lindstedt and Winter T.--Concerning the repeal of the "Colorado Digital Token Act".

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Gardner, Lundeen, Priola, and Rich.

## 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:

**HB24-1011** by Representative(s) Brown and Amabile; also Senator(s) **Cutter and Marchman**--Concerning mortgage servicers, and, in connection therewith, requiring mortgage servicers to take certain actions regarding the disbursement of insurance proceeds to borrowers.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 28 | NO | 7 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Buckner, Danielson, Exum, Fenberg, Gonzales, Hinrichsen, Jaquez Lewis, and Michaelson Jenet.

**SB24-170** by Senator(s) **Zenzinger and Kirkmeyer**; also Representative(s) McLachlan--Concerning the America 250 - Colorado 150 commission.

The question being "Shall the bill pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Bridges, Buckner, Coleman, Cutter, Exum, Fenberg, Fields, Gardner, Hansen, Jaquez Lewis, Lundeen, Marchman, Michaelson Jenet, Pelton B., Pelton R., Priola, Rich, Simpson, and Will.

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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:

**SB24-060** by Senator(s) **Kirkmeyer and Ginal**, Michaelson Jenet, Rich, Zenzinger; also Representative(s) Hartsook, Bradfield, Jodeh--Concerning exempting certain drugs from the purview of the Colorado prescription drug affordability review board.

Laid over until Monday, April 8, retaining its place on the calendar.

**SB24-106** by Senator(s) **Zenzinger and Coleman**, Buckner, Gardner, Ginal, Kirkmeyer, Liston, Mullica, Pelton R., Roberts, Simpson, Will; also Representative(s) Bird, Bradfield, Clifford, Frizell, Lindstedt, Lynch, Pugliese, Snyder, Taggart, Wilson, Winter T.--Concerning legal actions based on claimed defects in construction projects.

Laid over until Monday, April 8, retaining its place on the calendar.

**HB24-1259** by Representative(s) Brown and Weissman; also Senator(s) **Cutter**--Concerning price gouging in housing rental prices during a declared disaster.

Laid over until Friday, April 5, retaining its place on the calendar.

**SB24-164** by Senator(s) **Buckner and Lundeen**; also Representative(s) McCluskie and Pugliese--Concerning transparency requirements for institutions of higher education.

Laid over until Friday, April 5, retaining its place on the calendar.

**SB24-131** by Senator(s) **Jaquez Lewis and Kolker**, Cutter, Fields, Sullivan; also Representative(s) Brown and Lindsay, Froelich--Concerning prohibiting carrying a firearm in sensitive spaces.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 28, page(s) 627-630 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.)

**HB24-1037** by Representative(s) Epps and deGruy Kennedy, Young; also Senator(s) **Priola**, Jaquez Lewis--Concerning reducing the harm caused by substance use disorders.

Amendment No. 1(L.010), by Senator Hinrichsen.

Amend reengrossed bill, page 7, after line 21 insert:

"**SECTION 4.** In Colorado Revised Statutes, **add** 18-1-712.3 as follows:

**18-1-712.3. Possession of opioid antagonist - insufficient for probable cause - definition.** (1) AS USED IN THIS SECTION, "OPIOID ANTAGONIST" HAS THE MEANING SET FORTH IN SECTION 12-30-110 (7)(d).

(2) A PEACE OFFICER SHALL NOT USE THE PRESENCE OF AN OPIOID ANTAGONIST NEAR AN INDIVIDUAL OR AN INDIVIDUAL'S POSSESSION OF AN OPIOID ANTAGONIST AS THE SOLE BASIS FOR PROBABLE CAUSE TO PERFORM A WARRANTLESS SEARCH OR SEIZURE OF THE INDIVIDUAL.".

As amended, ordered revised and placed on the calendar for third reading and final passage.

**HB24-1071** by Representative(s) Garcia; also Senator(s) **Michaelson Jenet and Priola**--Concerning permitting a name change for a person convicted of a felony to conform with the person's gender identity.

Ordered revised and placed on the calendar for third reading and final passage.

**HB24-1150** by Representative(s) Garcia and Parenti; also Senator(s) **Hinrichsen**--Concerning false slates of presidential electors.

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

**SB24-131** by Senator(s) **Jaquez Lewis and Kolker**, Cutter, Fields, Sullivan; also Representative(s) Brown and Lindsay, Froelich--Concerning prohibiting carrying a firearm in sensitive spaces.

Senator Van Winkle moved to amend the Report of the Committee of the Whole to show that the following Van Winkle floor amendment, (L.014) to SB24-131, did pass.

Amend the Judiciary Committee Report, dated March 27, 2024, page 3, line 17, strike "PRESCHOOL;" and substitute "PRESCHOOL OR".

Page 3, lines 18 and 19, strike "SCHOOL; OR ANY PUBLIC OR PRIVATE COLLEGE, UNIVERSITY, OR SEMINARY;" and substitute "SCHOOL,".

Page 3, line 42, strike "HANDGUN:" and substitute "HANDGUN ON THE REAL PROPERTY, OR INTO ANY IMPROVEMENTS".

Page 3, strike line 43.

Page 4, strike lines 4 and 5.

Page 4, lines 12 and 13, strike "PRESCHOOL OR A PUBLIC OR PRIVATE COLLEGE, UNIVERSITY, OR SEMINARY;" and substitute "PRESCHOOL;".

Page 5, lines 28 and 29, strike "**amend** (3.5)" and substitute "**add** (3.7)".

Page 5, strike lines 31 through 37 and substitute:
"**- local authority.** (3.7) A PERMIT ISSUED PURSUANT TO THIS PART 2 DOES NOT AUTHORIZE A PERSON TO CARRY A CONCEALED HANDGUN:
(a) ONTO THE REAL PROPERTY, OR INTO ANY IMPROVEMENTS ERECTED THEREON, OF A PRESCHOOL IN VIOLATION OF SECTION 18-12-105.5;".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 13 | NO | 22 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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Senator Smallwood moved to amend the Report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.012) to SB24-131, did pass.

Amend the Judiciary Committee Report, dated March 27, 2024, page 2, after line 12, insert:

"(d) IN ACCORDANCE WITH SECTION 16 OF ARTICLE V OF THE STATE CONSTITUTION, A MEMBER OF THE GENERAL ASSEMBLY CARRYING A FIREARM ON THE PROPERTY RELATED TO THE GENERAL ASSEMBLY DESCRIBED IN SUBSECTION (1)(a) OF THIS SECTION;".

Reletter succeeding paragraphs accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 13 | NO | 22 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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Senator Smallwood moved to amend the Report of the Committee of the Whole to show that the following Smallwood floor amendment, (L.022) to SB24-131, did pass.

Amend the Judiciary Committee Report, dated March 27, 2024, page 2, after line 39 insert:

"**SECTION 3.** In Colorado Revised Statutes, **add** 18-12-105.4 as follows:

**18-12-105.4. Unlawful carrying of a firearm in a facility for persons experiencing homelessness - penalty.** (1) A PERSON SHALL NOT KNOWINGLY CARRY A FIREARM, WHETHER LOADED OR NOT LOADED, IN A FACILITY THAT PROVIDES EITHER TEMPORARY OR PERMANENT SUPPORTIVE HOUSING TO PERSONS EXPERIENCING HOMELESSNESS.

(2) THIS SECTION DOES NOT APPLY TO:

(a) A PEACE OFFICER CARRYING A FIREARM PURSUANT TO THE AUTHORITY GRANTED IN SECTION 16-2.5-101 (2); AND

(b) SECURITY PERSONNEL EMPLOYED OR RETAINED BY AN ENTITY THAT CONTROLS OR OPERATES A FACILITY DESCRIBED IN THIS SECTION WHILE ENGAGED IN THE SECURITY PERSONNEL'S OFFICIAL DUTIES.

(3) A PERSON COMMITS UNLAWFUL CARRYING OF A FIREARM IN A FACILITY THAT PROVIDES SUPPORTIVE HOUSING TO PERSONS EXPERIENCING HOMELESSNESS IF THE PERSON VIOLATES SUBSECTION (1) OF THIS SECTION. UNLAWFUL CARRYING OF A FIREARM IN A FACILITY THAT PROVIDES SUPPORTIVE HOUSING TO PERSONS EXPERIENCING HOMELESSNESS IS A CLASS 1 MISDEMEANOR.".

Renumber succeeding sections accordingly.

Page 6, strike lines 1 through 3.

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 | 1 | NO | 34 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | N | Marchman | N | Simpson | N |
| Bridges | Y | Gonzales | N | Michaelson | N | Smallwood | N |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | N | Van Winkle | N |
| Cutter | N | Jaquez | N | Pelton R. | N | Will | N |
| Danielson | N | Kirkmeyer | N | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | N | Zenzinger | N |
| Fields | N | Liston | N | Roberts | N | President | N |
| Gardner | N | Lundeen | N | Rodriguez | N | | |

Senator Pelton R. moved to amend the Report of the Committee of the Whole to show that the following Pelton R. floor amendment, (L.024) to SB24-131, did pass.

Amend the Judiciary Committee Report, dated March 27, 2024, page 2, line 42, strike "and (3)(j)" and substitute "(3)(j), and (3)(k)".

Page 4, line 19, strike "PRESCHOOL." and substitute "PRESCHOOL; OR
(k) THE PERSON IS A TEACHER OR STAFF AT A PUBLIC OR PRIVATE ELEMENTARY, MIDDLE, JUNIOR HIGH, HIGH, OR VOCATIONAL SCHOOL THAT HAS FEWER THAN FIVE HUNDRED STUDENTS AND THE PERSON IS CARRYING A FIREARM ON THE REAL ESTATE OF THE SCHOOL.".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 12 | NO | 23 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | N | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

Senator Lundeen moved to amend the Report of the Committee of the Whole to show that the following Lundeen floor amendment, (L.019) to SB24-131, did pass.

Amend the Judiciary Committee Report, dated March 27, 2024, page 2, line 42, strike "and (3)(j)" and substitute "(3)(j), and (3)(k)".

Page 4, line 19, strike "PRESCHOOL." and substitute "PRESCHOOL; OR
(k) THE PERSON IS CARRYING A FIREARM ON THE REAL ESTATE OF A COMMUNITY COLLEGE GOVERNED BY THE STATE BOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION, OR A LOCAL DISTRICT COLLEGE, THAT IS LOCATED IN A RURAL COUNTY AS DEFINED IN SECTION 30-20-603 (1)(g), AND:
(I) THE PERSON IS A TEACHER OR EMPLOYED AS STAFF AT THE COLLEGE; OR
(II) THE PERSON IS A STUDENT AT THE COLLEGE, THE FIREARM IS A HANDGUN, AND THE STUDENT HOLDS A VALID PERMIT TO CARRY A CONCEALED HANDGUN OR A TEMPORARY EMERGENCY PERMIT ISSUED PURSUANT TO PART 2 OF THIS ARTICLE 12.".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

| YES | 13 | NO | 22 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | N | Marchman | N | Simpson | Y |
| Bridges | N | Gonzales | N | Michaelson | N | Smallwood | Y |
| Buckner | N | Hansen | N | Mullica | N | Sullivan | N |
| Coleman | N | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | N | Jaquez | N | Pelton R. | Y | Will | Y |
| Danielson | N | Kirkmeyer | Y | Priola | N | Winter F. | N |
| Exum | N | Kolker | N | Rich | Y | Zenzinger | N |
| Fields | N | Liston | Y | Roberts | N | President | N |
| Gardner | Y | Lundeen | Y | Rodriguez | N | | |

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## ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Gonzales, the report of the Committee of the Whole was **adopted** on the following roll call vote:

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | N |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | N | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | N | Will | N |
| Danielson | Y | Kirkmeyer | N | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | N | Zenzinger | Y |
| Fields | Y | Liston | N | Roberts | Y | President | Y |
| Gardner | N | Lundeen | N | Rodriguez | Y | | |

The Committee of the Whole took the following action:

Passed on second reading: SB24-131 as amended, HB24-1037 as amended, HB24-1071, HB24-1150.
Laid over until Friday, April 5: HB24-1259, SB24-164.
Laid over until Monday, April 8: SB24-060, SB24-106.

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## INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

**SB24-194** by Senator(s) Roberts and Will, Fenberg; also Representative(s) McLachlan and Armagost--Concerning special districts that provide emergency services, and, in connection therewith, authorizing a district to impose an impact fee on certain new construction and to levy a sales tax to generate additional revenue for district services.
Local Government & Housing

**SB24-195** by Senator(s) Winter F. and Cutter; also Representative(s) Lindsay and Lindstedt--Concerning protection of vulnerable road users.
Transportation & Energy

**HB24-1148** by Representative(s) Weissman and Mabrey; also Senator(s) Gonzales--Concerning a more inclusive calculation of the finance charge applicable to certain consumer lending transactions, and, in connection therewith, requiring a more accurate disclosure of the cost of credit for certain loans.
Finance

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## CONSIDERATION OF HOUSE ADHERENCE

**SB24-035** by Senator(s) **Pelton B. and Fields**; also Representative(s) Winter T. and Duran--
Concerning strengthening the enforcement of human trafficking for servitude.

Senator Pelton, B. moved that the Senate recede from its position and concur with the House position on **SB24-035**. The motion was **adopted** by the following roll call vote:

| YES | 26 | NO | 9 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | N | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | N |
| Buckner | Y | Hansen | N | Mullica | Y | Sullivan | N |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | N |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | N | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | N | Liston | N | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | N | Rodriguez | Y | | |

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|---|---|---|---|---|---|---|---|
| Baisley | Y | Ginal | Y | Marchman | Y | Simpson | Y |
| Bridges | Y | Gonzales | Y | Michaelson | Y | Smallwood | Y |
| Buckner | Y | Hansen | Y | Mullica | Y | Sullivan | Y |
| Coleman | Y | Hinrichsen | Y | Pelton B. | Y | Van Winkle | Y |
| Cutter | Y | Jaquez | Y | Pelton R. | Y | Will | Y |
| Danielson | Y | Kirkmeyer | Y | Priola | Y | Winter F. | Y |
| Exum | Y | Kolker | Y | Rich | Y | Zenzinger | Y |
| Fields | Y | Liston | Y | Roberts | Y | President | Y |
| Gardner | Y | Lundeen | Y | Rodriguez | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Gonzales.

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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:

March 22, 2024

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
WATER QUALITY CONTROL COMMISSION

for terms expiring February 15, 2027:

Jennifer Bock of Steamboat Springs, Colorado, reappointed;

Blair Corning of Arvada, Colorado, appointed;

Katharine Lotspeich of Kersey, Colorado, appointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 3/25/24
Ryan Breitweiser, Journal Clerk

Committee on Agriculture & Natural Resources

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March 15, 2024

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 CIVIL RIGHTS COMMISSION

for a term expiring March 13, 2028:

Mayuko Fieweger of Thornton, Colorado, to serve as a representative of a statewide chamber of commerce, reappointed.

Sincerely,
(signed)
Jared Polis
Governor

Rec'd: 3/18/24
Ryan Breitweiser, Journal Clerk

Committee on State, Veterans, & Military Affairs

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## TRIBUTES

Honoring:

Cheyenne Wells Tigers Boys Basketball -- By Senator Rod Pelton
Sadie Likens -- By Senators Gardner and Gonzales
Maria Diaz Vasquez -- By Senator Zenzinger
James Steele -- By Senator Zenzinger
Summit High School -- By Senator Roberts and Representative McCluskie

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On motion of Majority Leader Rodriguez, the Senate adjourned until 9:00 a.m., Wednesday, April 3, 2024.

Approved:

Steve Fenberg
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate