

SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
First Regular Session

106th Legislative Day

Wednesday, April 24, 2013

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Prayer	By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.	11
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Call to Order	By the President at 9:00 a.m.	13
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Pledge	By Senator Balmer.	15
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Roll Call	Present--27	17
	Excused--8, Aguilar, Crowder, Kefalas, Lundberg, Newell, Nicholson, Roberts, Tochtrop.	18
	Present later--8, Aguilar, Crowder, Kefalas, Lundberg, Newell, Nicholson, Roberts,	19
	Tochtrop.	20
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Quorum	The President announced a quorum present.	23
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Reading of Journal	On motion of Senator Balmer, reading of the Journal of Tuesday, April 23, 2013, was dispensed with and the Journal was approved as corrected by the Secretary.	25
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COMMITTEE OF REFERENCE REPORTS

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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB13-1282 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	33
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Judiciary	After consideration on the merits, the Committee recommends that HB13-1241 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	38
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Judiciary	After consideration on the merits, the Committee recommends that HB13-1160 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	42
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Judiciary	After consideration on the merits, the Committee recommends that HB13-1163 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	46
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Judiciary	After consideration on the merits, the Committee recommends that SB13-259 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	50
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	Amend printed bill, page 3, line 2, strike "Licensure" and substitute " Licensure REGISTRATION".	55
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	Page 3, line 8, strike "licensure" and substitute " licensure REGISTRATION".	58
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	Page 3, line 9, strike "license" and substitute " license REGISTRATION".	61
		62
	Page 3, strike lines 10 through 12 and substitute "IN THIS STATE.".	63
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	Page 3, line 14, strike "(1), (4)," and substitute "(1), (5) (f)," and after "(a);" insert " repeal (4);".	65
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Page 3, line 18, after "renewal" insert "license" and strike "license OR PRIVATE".

Page 3, line 19, strike "INVESTIGATOR APPRENTICE".

Page 3, strike lines 20 and 21 and substitute:

~~"(4) "Licensed private investigator" means a private investigator licensed by the director pursuant to this article.~~

(5) "Private investigation" means an investigation for the purpose of obtaining information pertaining to:

(f) ~~The causes and origin AND CAUSE of, or responsibility for, a fire, libel, slander, a loss, an accident, damage, or an injury to a person or to real or personal property;~~

Page 3, strike line 26 and substitute "INVESTIGATORS OR WITH PERSONS EXEMPTED FROM THIS ARTICLE PURSUANT TO SECTION 12-58.5-104.5".

Page 4, line 3, strike "INVESTIGATOR APPRENTICE"" and substitute "INVESTIGATOR"".

Page 4, line 5, strike "12-58.5-105.5." and substitute "12-58.5-105.".

Page 4, line 8, strike "Licensure - registration" and substitute "Registration".

Page 4, line 11, strike "license, as applicable," and substitute "~~license, as applicable,~~ REGISTRATION".

Page 4, line 12, strike "license" and substitute "~~license~~ REGISTRATION".

Page 4, line 14, strike ""licensed" and substitute ""~~licensed~~ REGISTERED".

Page 4, line 15, strike ""LICENSED" and substitute ""REGISTERED".

Page 4, line 18, strike "LICENSE" and substitute "REGISTRATION".

Page 4, like 24, strike "investigator" ON AND AFTER MARCH 1," and substitute "investigator".

Page 4, strike lines 25 through 27.

Page 5, strike lines 1 and 2.

Page 5, line 3, strike "(a)".

Page 5, line 6, strike ""LICENSED" and substitute ""REGISTERED" and strike ""licensed" and substitute ""~~licensed~~ REGISTERED".

Page 5, line 7, strike "license" and substitute "~~license~~ REGISTRATION".

Page 5, strike lines 12 through 22 and substitute:

SECTION 5. In Colorado Revised Statutes, **amend** 12-58.5-105 as follows:".

Page 5, line 23, strike "license" and substitute "**license registration**".

Page 6, line 1, strike "license" and substitute "~~license~~ REGISTRATION".

Page 6, strike lines 3 through 9 and substitute:

(a) Is at least twenty-one years of age;

(b) Is lawfully present in the United States; AND"

(c) ~~(I) Has at least four thousand hours of verifiable, applicable experience, as determined by the director within the five years immediately preceding the date of application; or~~

~~(H) Has at least two thousand hours of verifiable, applicable experience, as determined by the director, within the five years immediately preceding the date of application plus an amount of~~

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~~postsecondary education determined by the director, and~~ 1

(d) Has knowledge and understanding of the statutes and rules 2
affecting the ethics and activities of ~~licensed~~ REGISTERED private 3
investigators in this state, AS EVIDENCED BY PASSAGE OF A 4
JURISPRUDENCE EXAMINATION DEVELOPED AND APPROVED BY THE 5
DIVISION. 6

(2) In addition to the requirements of subsection (1) of this 7
section, each ~~license~~ REGISTRATION applicant shall have his or her 8
fingerprints taken by a local law enforcement agency for the purpose of 9
obtaining a fingerprint-based criminal history record check. The 10
applicant is required to submit payment by certified check or money 11
order for the fingerprints and for the actual costs of the record check at 12
the time the fingerprints are submitted to the Colorado bureau of 13
investigation. Upon receipt of fingerprints and receipt of the payment for 14
costs, the Colorado bureau of investigation shall conduct a state and 15
national fingerprint-based criminal history record check utilizing records 16
of the Colorado bureau of investigation and the federal bureau of 17
investigation and shall forward the results of the criminal history record 18
check to the director." 19

Page 6, line 11, strike "license" and substitute "~~license~~ REGISTRATION". 20
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Page 6, line 15, strike "licensure" and substitute "~~licensure~~ 22
REGISTRATION". 23

Page 6, line 16, strike "license," and substitute "~~license~~ REGISTRATION,". 24
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Page 6, line 18, strike "LICENSEE" and substitute "REGISTRANT" and strike 26
"LICENSE" and substitute "REGISTRATION". 27

Page 6, line 20, strike "LICENSEE" and substitute "REGISTRANT". 28
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Page 6, line 21, strike "license" and substitute "~~license~~ REGISTRATION". 30
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Page 6, strike line 22 and substitute "~~license~~ REGISTRATION expires, and 32
the person shall not hold himself or herself out as a ~~licensed~~ REGISTERED 33
private investigator OR". 34
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Page 6, line 23, strike "~~licensed private investigator~~". 36
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Page 6, line 24, strike "license" and substitute "~~license~~ REGISTRATION". 38
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Page 6, line 25, strike "LICENSE." and substitute "REGISTRATION." and 40
strike "LICENSE" and substitute "REGISTRATION". 41
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Page 7, line 1, strike "12-58.5-105.5,". 43
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Page 7, line 2, strike "12-58.5-106.5, and". 45
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Page 7, line 12, after "An" insert "ATTORNEY LICENSED TO PRACTICE LAW 47
IN THIS STATE, AN" and strike "of," and substitute "of ~~an~~ A LICENSED 48
ATTORNEY,". 49
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Page 7, line 13, strike "FOR, an attorney" and substitute "FOR A LICENSED 51
attorney;". 52
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Page 7, strike line 14 and substitute "~~licensed to practice law in this 54
state~~,". 55
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Page 7, line 20, strike "title" and substitute "title, ~~and~~ AN EMPLOYEE OF 57
A CERTIFIED PUBLIC ACCOUNTANT, OR". 58
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Page 7, line 21, strike "and". 60
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Page 7, line 23, after "employed" insert "OR CONTRACTED". 62
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Page 8, line 7, strike "OR". 64
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Page 8, line 12, strike "QUALIFIED." and substitute "QUALIFIED;
(j) AN OWNER, EMPLOYEE, OR INDEPENDENT CONTRACTOR OF AN
AGENCY CONDUCTING AN INVESTIGATION TO DETERMINE THE ORIGIN AND
CAUSE OF A FIRE OR EXPLOSION; OR
(k) AN OWNER, EMPLOYEE, OR INDEPENDENT CONTRACTOR OF AN
AGENCY CONDUCTING AN INVESTIGATION FOR CAUSE ANALYSIS OR
FAILURE ANALYSIS WHERE THE INVESTIGATION IS CONDUCTED BY AN
ENGINEER LICENSED PURSUANT TO PART 1 OF ARTICLE 25 OF THIS TITLE
ACTING WITHIN HIS OR HER AREA OF EXPERTISE WITHIN THE SCOPE OF THE
PRACTICE OF ENGINEERING.".

Page 8, strike lines 13 through 27.

Strike pages 9 and 10.

Page 11, strike lines 1 through 23.

Page 11, line 24, strike "LICENSED" and substitute "REGISTERED PRIVATE
INVESTIGATOR".

Page 11, strike line 25.

Page 11, line 26, strike "APPRENTICE".

Page 11, strike line 27 and substitute "UNLESS THE REGISTERED PRIVATE
INVESTIGATOR".

Page 12, line 1, strike "INVESTIGATOR APPRENTICE".

Page 12, line 5, strike "(1) (f), (1) (g), and (1)" and substitute "and (1)
(f)".

Page 12, line 6, strike "(h)".

Page 12, line 8, strike "LICENSE OR".

Page 12, line 9, strike "APPLICANT, LICENSEE," and substitute
"APPLICANT".

Page 12, line 11, strike "APPLICANT, LICENSEE," and substitute
"APPLICANT".

Page 12, line 12, strike "applicant, LICENSEE," and substitute "applicant".

Page 12, line 13, strike "OR".

Page 12, line 14, strike "12-58.5-105.5".

Page 12, line 15, strike "license OR" and substitute "~~license~~".

Page 12, line 18, strike "license OR" and substitute "~~license~~".

Page 12, line 23, after "INVESTIGATIONS;" insert "OR".

Page 12, line 25, strike "12-58.5-106.7;" and substitute "12-58.5-106.7".

Page 12, strike lines 26 and 27.

Page 13, strike lines 1 through 7.

Page 13, line 9, strike "licensee OR" and substitute "~~licensee~~".

Page 13, line 12, strike "licensee OR" and substitute "~~licensee~~".

Page 13, line 15, strike "licensee OR" and substitute "~~licensee~~".

Page 13, line 16, strike "licensee OR" and substitute "~~licensee~~".

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- Page 13, line 20, strike "licensee OR" and substitute "~~licensee~~". 1
- Page 13, line 23, strike "witness, ~~or~~ licensee, OR" and substitute "witness or ~~licensee~~". 2
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- Page 13, line 25, strike "person, ~~or~~ licensee, OR" and substitute "person or ~~licensee~~". 6
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- Page 13, line 27, strike "person, ~~or~~ licensee, OR" and substitute "person or ~~licensee~~". 9
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- Page 14, line 1, strike "person, ~~or~~ licensee, OR" and substitute "person or ~~licensee~~" and strike "person, ~~or~~" and substitute "person or". 12
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- Page 14, line 2, strike "licensee, OR" and substitute "~~licensee~~". 15
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- Page 14, line 5, strike "person, ~~or~~ licensee, OR" and substitute "person or ~~licensee~~". 17
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- Page 14, line 6, strike "person, ~~or~~ licensee, OR" and substitute "person or ~~licensee~~". 20
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- Page 14, line 9, strike "licensee OR" and substitute "~~licensee~~". 23
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- Page 14, strike line 13 and substitute "investigator" OR "PRIVATE DETECTIVE"". 25
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- Page 14, line 14, strike "APPRENTICE"", and strike "license OR REGISTRATION, AS" and substitute "~~license~~ REGISTRATION,". 28
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- Page 14, line 15, strike "APPLICABLE,". 31
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- Page 14, line 18, strike "~~unregistered~~" and substitute "unregistered". 33
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- Page 14, line 19, strike "UNLICENSED OR UNREGISTERED". 35
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- Page 14, line 25, strike "~~unregistered~~ UNLICENSED OR" and substitute "unregistered". 37
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- Page 14, line 26, strike "UNREGISTERED". 40
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- Page 15, line 2, strike "LICENSE OR". 42
43
- Page 15, line 5, strike "UNLICENSED OR". 44
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- Page 15, line 9, strike "LICENSEE OR". 46
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- Page 15, line 12, strike "licensed" and substitute "~~licensed~~ REGISTERED". 48
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- Page 15, strike line 13 and substitute "private investigator,". 50
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- Page 15, line 14, strike "LICENSEE OR". 52
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- Page 15, line 19, strike "licensed" and substitute "~~licensed~~ REGISTERED" and strike "OR REGISTERED PRIVATE". 54
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- Page 15, line 20, strike "INVESTIGATOR APPRENTICE". 57
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- Page 15, line 26, strike "licensed" and substitute "~~licensed~~ REGISTERED". 59
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- Page 15, strike line 27 and substitute "private investigator". 61
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- Page 16, line 2, strike "LICENSEE OR". 63
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- Page 16, line 6, strike "license OR" and substitute "~~license~~". 65
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- Page 16, line 7, strike "license OR" and substitute "~~license~~". 67

Page 16, line 9, strike "license OR" and substitute "license". 1

Page 16, line 11, strike "license OR" and substitute "license". 2

Page 16, line 12, strike "license OR" and substitute "license". 3

Page 16, line 18, strike "licensure" and substitute "licensure REGISTRATION". 4

Page 16, line 19, strike "AND THE REGISTRATION OF PRIVATE". 5

Page 16, line 20, strike "INVESTIGATOR APPRENTICES". 6

Page 17, line 9, strike "LICENSING" and substitute "REGISTERING" and strike "AND THE". 7

Page 17, strike line 10 and substitute "BY THE DIRECTOR". 8

Page 17, strike lines 13 through 22. 9

Re-number succeeding section accordingly. 10

Page 18, strike line 7 and substitute "registration submitted on or". 11

Appropriations

After consideration on the merits, the Committee recommends that **SB13-264** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 12

Amend printed bill, page 2, after line 11 insert: 13

SECTION 2. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2013, the sum of \$500,000, or so much thereof as may be necessary, for allocation to other medical services, for the commission on family medicine residency training programs, for the development of family medicine residency programs in rural areas. Said sum is subject to the "(M)" notation as defined in the general appropriation act. In addition to said appropriation, the general assembly anticipates that, for the fiscal year beginning July 1, 2013, the department of health care policy and financing will receive the sum of \$500,000 in federal funds, for allocation to other medical services, for the commission on family medicine residency training programs, for the development of family medicine residency programs in rural areas. Although the federal funds are not appropriated in this act, they are noted for the purpose of indicating the assumptions used relative to these funds in developing the state appropriation amounts." 14

Re-number succeeding section. 15

Page 1, line 103, strike "PROGRAMS." and substitute "PROGRAMS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." 16

Appropriations

After consideration on the merits, the Committee recommends that **SB13-238** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 17

Amend printed bill, page 27, after line 10 insert: 18

SECTION 4. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the division of professions and occupations cash fund created in section 24-34-105 (2) (b) (I), Colorado Revised Statutes, not otherwise 19

appropriated, to the department of regulatory agencies, for the fiscal year beginning July 1, 2013, the sum of \$5,794, or so much thereof as may be necessary, to be allocated to the executive director's office and administrative services for legal services related to the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated to the department of law, for the fiscal year beginning July 1, 2013, the sum of \$5,794, or so much thereof as may be necessary, for the provision of legal services for the department of regulatory agencies related to the implementation of this act. Said sum is from reappropriated funds received from the department of regulatory agencies out of the appropriation made in subsection (1) of this section."

Renumber succeeding sections accordingly.

Page 1, line 103, strike "AGENCIES." and substitute "AGENCIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB13-1194** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, strike lines 19 through 27.

Page 4, strike lines 1 through 13 and substitute the following:

SECTION 2. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of higher education, for the fiscal year beginning July 1, 2013, the sum of \$22,621, or so much thereof as may be necessary, to be allocated for the implementation of this act as follows:

(a) \$3,421 for Colorado commission on higher education financial aid for need based grants; and

(b) \$19,200 for college opportunity fund program stipends for students attending state institutions.

(2) In addition to any other appropriation, there is hereby appropriated to the department of higher education, for the fiscal year beginning July 1, 2013, the sum of \$19,200 from reappropriated funds received from the appropriation made in paragraph (b) of subsection (1) of this section. Said sum, or so much thereof as may be necessary, is allocated for the implementation of this act as follows:

trustees of Metropolitan state university of Denver	\$1,920
board of governors of the Colorado state university system	3,840
regents of the university of Colorado	3,840
university of Northern Colorado	1,920
state board for community colleges and occupational education state system community colleges	7,680

(3) The general assembly anticipates that, for the fiscal year beginning July 1, 2013, the department of higher education will receive the sum of \$68,790 in student tuition for the implementation of this act. This amount is subject to the (I) notation as defined in the annual general appropriations act. Although these funds are not appropriated in this act, they are noted for the purpose of indicating the assumptions used relative to these funds. Said sum shall be allocated to the governing boards as follows:

trustees of Metropolitan state university of Denver	\$5,571
board of governors of the Colorado state university system	17,422
regents of the university of Colorado	21,806
university of Northern Colorado	7,159
state board for community colleges and occupational education state system community colleges	16,832".

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Appropriations	After consideration on the merits, the Committee recommends that HB13-1154 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
Appropriations	After consideration on the merits, the Committee recommends that HB13-1005 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	5 6 7 8 9
	Amend the Education Committee Report dated April 18, 2013, page 2, after line 16 insert:	10 11 12
	"Page 6 of reengrossed bill, strike lines 7 through 18.	13 14
	Renumber succeeding section accordingly.	15 16
	Page 1 of the bill, strike lines 103 through 104 and substitute "TRAINING.".	17 18 19 20
Appropriations	After consideration on the merits, the Committee recommends that SB13-270 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.	21 22 23 24 25
	Amend printed bill, page 11, line 8, strike "FOR THE STATE FISCAL YEAR COMMENCING" and substitute "NO LATER THAN".	26 27 28 29
Appropriations	After consideration on the merits, the Committee recommends that SB13-255 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	30 31 32 33 34
	Amend printed bill, page 28, after line 13 insert:	35 36
	"SECTION 12. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of public health and environment, for the fiscal year beginning July 1, 2013, the sum of \$456,966 and 4.0 FTE, or so much thereof as may be necessary, for allocation to the prevention services division, for the child fatality prevention line item for costs related to the implementation of this act.	37 38 39 40 41 42 43
	(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of human services, for the fiscal year beginning July 1, 2013, the sum of \$63,755 and 1.0 FTE, or so much thereof as may be necessary, for allocation to the executive director's office, special purpose subdivision for the administrative review unit for costs related to the implementation of this act."	44 45 46 47 48 49 50 51
	Renumber succeeding section accordingly.	52 53
	Page 1, line 102, strike "RESOURCESAND" and substitute "RESOURCES,".	54 55
	Page 1, line 106, strike "SERVICES." and substitute "SERVICES, AND MAKING AN APPROPRIATION.".	56 57 58 59
Appropriations	After consideration on the merits, the Committee recommends that HB13-1138 be referred to the Committee of the Whole with favorable recommendation.	60 61 62 63 64

Appropriations	After consideration on the merits, the Committee recommends that SB13-273 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17
	Amend the Agriculture, Natural Resources, and Energy Committee Report, dated April 18, 2013, page 1, strike lines 1 through 3 and substitute:	6 7 8 9
	"Amend printed bill, page 6, strike lines 3 through 16 and substitute:"	10
	Page 1 of the committee report, line 22, strike "C.R.S.". and substitute "C.R.S.".	11 12 13 14
	Strike pages 2 and 3 of the committee report.	15 16 17
Appropriations	After consideration on the merits, the Committee recommends that HB13-1044 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	18 19 20 21 22 23
	Amend reengrossed bill, page 10, strike lines 17 through 27.	24 25
	Page 11, strike lines 1 through 9.	26 27
	Page 11, before line 10 insert:	28 29
	"SECTION 12. No appropriation. The general assembly has determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state moneys is necessary to carry out the purposes of this act."	30 31 32 33 34
	Page 1, line 101, strike "GRAYWATER, AND," and substitute "GRAYWATER."	35 36 37
	Page 1, strike line 102.	38 39 40
Appropriations	After consideration on the merits, the Committee recommends that SB13-225 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	41 42 43 44 45
	Amend the Health and Human Services Committee Report, dated April 17, 2013, page 2, after line 18 insert:	46 47 48
	"(c) MEMBERS OF THE TASK FORCE SERVE WITHOUT COMPENSATION AND ARE NOT ENTITLED TO REIMBURSEMENT OF EXPENSES INCURRED IN SERVING ON OR PERFORMING DUTIES OF THE TASK FORCE."	49 50 51 52 53
	Page 3, line 10, before "TASK" insert "DEPARTMENT IN ASSISTING AND STAFFING THE".	54 55 56
	Page 3, line 14, strike "TASK FORCE." and substitute "DEPARTMENT."	57 58
	Page 4, after line 23 insert:	59 60
	"(c) MEMBERS OF THE STROKE ADVISORY BOARD SERVE WITHOUT COMPENSATION AND ARE NOT ENTITLED TO REIMBURSEMENT OF EXPENSES INCURRED IN SERVING ON OR PERFORMING DUTIES OF THE ADVISORY BOARD."	61 62 63 64 65
	Page 5, line 20, before "STROKE" insert "DEPARTMENT IN ASSISTING AND STAFFING THE".	66 67

Page 5, strike line 25 and substitute "DEPARTMENT."

Page 6, after line 34, insert:

"SECTION 3. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of public health and environment, for the fiscal year beginning July 1, 2013, the sum of \$41,402 and 0.6 FTE, or so much thereof as may be necessary, for allocation to the emergency preparedness and response division for the stroke and STEMI heart attack designation line item related to the implementation of this act."

Page 6 of the report, line 35, strike "**SECTION 3.**" and substitute "**SECTION 4.**"

Page 6 of the report, line 38, strike ""**INCIDENTS.**"" and substitute ""**INCIDENTS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**""

Appropriations

After consideration on the merits, the Committee recommends that **SB13-269** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 12, line 4, strike "TEN MILLION THREE HUNDRED THOUSAND" and substitute "NINE MILLION EIGHT HUNDRED THOUSAND".

Page 12, strike lines 22 through 27.

Page 13, strike lines 1 and 2.

Renumber succeeding section accordingly.

Page 1, line 103, strike "**COLORADO, AND, IN CONNECTION**" and substitute "**COLORADO.**"

Page 1, strike line 104.

Finance

After consideration on the merits, the Committee recommends that **HB13-1246** 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 **HB13-1105** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 6, line 8, strike "NOT" and substitute "RENEWABLE ENERGY OR ON-SITE GENERATION IMPROVEMENTS THAT ARE NOT SUBJECT TO NET METERING AND MAY NOT BE USED".

Page 6, line 9, strike "IMPROVEMENTS." and substitute "IMPROVEMENTS THAT ARE SUBJECT TO NET METERING."

Finance

After consideration on the merits, the Committee recommends that **HB13-1042** be **referred** to the Committee on Appropriations with favorable recommendation.

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Trans-
portation

The Committee on Transportation has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
COLORADO AERONAUTICAL BOARD

effective February 1, 2013, for terms expiring December 19, 2015:

John William Reams of Naturita, Colorado, to serve as a member from the western slope and who represents local governments which operate airports, appointed;

William L. Thompson of Colorado Springs, Colorado, to serve as a member from the eastern slope and who represents local governments which operate airports, appointed;

Jeffrey Scott Forrest of Littleton, Colorado, to serve as a member from the eastern slope and who represents local governments which operate airports, appointed.

Trans-
portation

After consideration on the merits, the Committee recommends that **SB13-257** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 2, strike "(8)" and substitute "(8)".

Page 2, line 3, strike "and (9)" and substitute "(9), and (10)".

Page 2, line 10, strike "2014." and substitute "2016.".

Page 2, line 14, strike "2014." and substitute "2016.".

Page 2, before line 15 insert:

"(10) THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND THE DEPARTMENT OF REVENUE ARE AUTHORIZED TO CONTINUE EXISTING PROGRAMS AND CONTRACTS UNTIL THE RULES IMPLEMENTING EXTENSION OF THE EXEMPTION FROM EMISSIONS CONTROL INSPECTIONS ARE EFFECTIVE.".

Page 4, line 8, strike "2014." and substitute "2016.".

Trans-
portation

After consideration on the merits, the Committee recommends that **HB13-1153** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, line 14, after the period, add "THIS SUBPARAGRAPH (III) DOES NOT RELIEVE THE OWNER OF THE REQUIREMENT TO REMIT PAYMENT OF THE TAX TO THE COUNTY IN ACCORDANCE WITH SUBPARAGRAPH (II) OF PARAGRAPH (c) OF THIS SUBSECTION (16).".

Page 3, strike lines 22 through 27 and substitute:

"SECTION 3. Act subject to petition - effective date - applicability. (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 7, 2013, if adjournment sine die is on May 8, 2013); 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 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to reports filed on or after January 1, 2014."

Strike page 4.

Trans- After consideration on the merits, the Committee recommends that **HB13-1247** be **referred** to the Committee on Appropriations with favorable recommendation.

Local The Committee on Local Government has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

**MEMBER OF THE
STATE HOUSING BOARD**

for a term expiring January 31, 2017:

Jacalyn Reynolds of Sterling, Colorado, a Democrat and resident of the 4th Congressional District, appointed.

Local After consideration on the merits, the Committee recommends that **SB13-267** be **postponed indefinitely**.

Local After consideration on the merits, the Committee recommends that **HB13-1276** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Local After consideration on the merits, the Committee recommends that **HB13-1134** be **referred** to the Committee of the Whole with favorable recommendation.

Health & 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
STATE BOARD OF HEALTH**

for terms expiring March 1, 2017:

Honorable Jill Hunsaker Ryan of Edwards, Colorado, a resident of the 3rd Congressional District and a Democrat, appointed;

Joan W. Sowinski of Centennial, Colorado, a resident of the 6th Congressional District and a Republican, reappointed.

SENATE SERVICES REPORT

- Correctly Printed:** SB13-284.
 - Correctly Engrossed:** SB13-189, 219, 261 and 266.
 - Correctly Reengrossed:** SB13-176, 228, 254 and 262.
 - Correctly Revised:** HJR13-1020.
 - Correctly Rerevised:** HB13-1130, 1200 and 1235.
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INTRODUCTION OF BILLS -- FIRST READING

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

SB13-285 by Senator(s) Tochtrop; also Representative(s) Williams--Concerning the procedures in workers' compensation claims for the resolution of disputes.
Business, Labor, & Technology

Call of the Senate. Call raised.

On motion of Majority Leader Carroll, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for expressions of personal privilege.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB13-185 by Senator(s) Nicholson; also Representative(s) Primavera--Concerning expansion of the types of activities that are eligible for grants under the tobacco education, prevention, and cessation grant program.

Laid over until Thursday, April 25, retaining its place on the calendar.

SB13-261 by Senator(s) Nicholson; also Representative(s) McCann--Concerning the restructuring of the oral health programs administered by the department of public health and environment, and, in connection therewith, eliminating the oversight of complaints regarding dentists for the dental assistance program for seniors and creating the oral health community grants program.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kefalas	Y	Roberts	Y
Balmer	N	Harvey	N	Kerr	Y	Scheffel	N
Baumgardner	N	Heath	Y	King	N	Schwartz	Y
Brophy	N	Hill	Y	Lambert	N	Steadman	Y
Cadman	N	Hodge	Y	Lundberg	N	Tochtrop	Y
Carroll	Y	Hudak	Y	Marble	N	Todd	Y
Crowder	N	Jahn	Y	Newell	Y	Ulibarri	Y
Giron	Y	Johnston	Y	Nicholson	Y	President	Y
Grantham	N	Jones	Y	Renfroe	N		

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

Co-sponsor(s) added: Aguilar, Giron, Guzman, Heath, Hodge, Hudak, Jahn, Jones, Kerr, Morse, Newell, Tochtrop and Todd.

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SB13-219 by Senator(s) Tochtrop; also Representative(s) Peniston--Concerning the remediation performed on property contaminated by an illegal drug laboratory, 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
Aguilar	Y	Guzman	Y	Kefalas	Y	Roberts	Y
Balmer	N	Harvey	N	Kerr	Y	Scheffel	N
Baumgardner	N	Heath	Y	King	Y	Schwartz	Y
Brophy	N	Hill	N	Lambert	N	Steadman	Y
Cadman	N	Hodge	Y	Lundberg	N	Tochtrop	Y
Carroll	Y	Hudak	Y	Marble	N	Todd	Y
Crowder	Y	Jahn	Y	Newell	Y	Ulibarri	Y
Giron	Y	Johnston	Y	Nicholson	Y	President	Y
Grantham	N	Jones	Y	Renfroe	N		

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

Co-sponsor(s) added: Aguilar, Carroll, Giron, Guzman, Heath, Hudak, Jahn, Jones, Kerr, Newell, Nicholson, Schwartz and Todd.

SB13-266 by Senator(s) Aguilar and Nicholson, Carroll, Giron, Guzman, Jahn, Kefalas, Kerr, Newell, Ulibarri, Todd, Hudak, Roberts; also Representative(s) Kraft-Tharp and Young, McCann--Concerning a request for proposals process to create a coordinated behavioral health crisis response system for communities throughout the state, and, in connection therewith, making an appropriation.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kefalas	Y	Roberts	Y
Balmer	N	Harvey	N	Kerr	Y	Scheffel	N
Baumgardner	N	Heath	Y	King	N	Schwartz	Y
Brophy	N	Hill	N	Lambert	N	Steadman	Y
Cadman	N	Hodge	Y	Lundberg	N	Tochtrop	Y
Carroll	Y	Hudak	Y	Marble	N	Todd	Y
Crowder	Y	Jahn	Y	Newell	Y	Ulibarri	Y
Giron	Y	Johnston	Y	Nicholson	Y	President	Y
Grantham	N	Jones	Y	Renfroe	N		

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

Co-sponsor(s) added: Heath, Hodge, Jones, Morse, Schwartz, Steadman and Tochtrop.

SB13-189 by Senator(s) Heath; also Representative(s) Tyler--Concerning civil penalties imposed on motor carriers for legal violations, and, in connection therewith, making an appropriation.

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

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YES	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kefalas	Y	Roberts	N
Balmer	N	Harvey	N	Kerr	Y	Scheffel	N
Baumgardner	N	Heath	Y	King	N	Schwartz	Y
Brophy	N	Hill	N	Lambert	N	Steadman	Y
Cadman	N	Hodge	Y	Lundberg	N	Tochtrop	Y
Carroll	Y	Hudak	Y	Marble	N	Todd	Y
Crowder	N	Jahn	Y	Newell	Y	Ulibarri	Y
Giron	Y	Johnston	Y	Nicholson	Y	President	Y
Grantham	N	Jones	Y	Renfroe	N		

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

On motion of Majority Leader Carroll, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Memorials.

CONSIDERATION OF MEMORIALS

SJM13-003 by Senator(s) Aguilar, Cadman; also Representative(s) Salazar, Sonnenberg--Concerning comprehensive immigration reform and urging action by the 113th Congress.

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

Amendment No. 1(L.001), by Senators Cadman, Aguilar, and Lambert.

Amend printed joint memorial, page 4, line 1, strike "Memorial that addresses" and substitute "Memorial."

Page 4, strikes lines 2 and 3.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kefalas	Y	Roberts	Y
Balmer	Y	Harvey	Y	Kerr	Y	Scheffel	Y
Baumgardner	Y	Heath	Y	King	Y	Schwartz	Y
Brophy	Y	Hill	Y	Lambert	Y	Steadman	Y
Cadman	Y	Hodge	Y	Lundberg	Y	Tochtrop	Y
Carroll	Y	Hudak	Y	Marble	Y	Todd	Y
Crowder	Y	Jahn	Y	Newell	Y	Ulibarri	Y
Giron	Y	Johnston	Y	Nicholson	Y	President	Y
Grantham	Y	Jones	Y	Renfroe	Y		

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

YES	33	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kefalas	Y	Roberts	Y
Balmer	N	Harvey	Y	Kerr	Y	Scheffel	Y
Baumgardner	Y	Heath	Y	King	Y	Schwartz	Y
Brophy	Y	Hill	Y	Lambert	Y	Steadman	Y
Cadman	Y	Hodge	Y	Lundberg	Y	Tochtrop	Y
Carroll	Y	Hudak	Y	Marble	N	Todd	Y
Crowder	Y	Jahn	Y	Newell	Y	Ulibarri	Y
Giron	Y	Johnston	Y	Nicholson	Y	President	Y
Grantham	Y	Jones	Y	Renfroe	Y		

Co-sponsor(s) added: Baumgardner, Carroll, Crowder, Giron, Guzman, Heath, Hill, Hodge, Hudak, Jahn, Johnston, Jones, Kefalas, Kerr, King, Morse, Newell, Nicholson, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

Committee of the Whole On motion of Senator Heath, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Heath was called to the chair to act as Chairman.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB13-263 by Senator(s) Schwartz and Giron; also Representative(s) Vigil, Fischer--Concerning the development of a master plan for the capitol complex.

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.)

SB13-253 by Senator(s) Steadman; also Representative(s) Levy--Concerning a deferred judgment for a drug offense when there is a violation of the deferred judgment.

Laid over until Thursday, April 25, retaining its place on the calendar.

SB13-245 by Senator(s) King and Jahn; --Concerning the creation of the Colorado firefighting air corps in the division of fire prevention and control of the department of public safety.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 917 and placed in members' bill files.)

Majority Leader Carroll moved that the Committee of the Whole rise, report progress, and beg leave to sit again at 1:30 p.m. A majority of those elected to the Senate having voted in the affirmative, the motion was adopted.

Committee of the Whole in recess.

Senate in recess. Senate reconvened.

Committee of the Whole reconvened.

GENERAL ORDERS -- SECOND READING OF BILLS - cont'd

SB13-245 by Senator(s) King and Jahn; --Concerning the creation of the Colorado firefighting air corps in the division of fire prevention and control of the department of public safety.
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.)

SB13-251 by Senator(s) Ulibarri and Morse, Aguilar, Carroll, Giron, Guzman, Heath, Hodge, Hudak, Johnston, Jones, Kefalas, Newell, Schwartz, Steadman, Tochtrop, Todd; also Representative(s) Melton, Moreno, Salazar--Concerning documentary evidence needed for an individual to be issued an identity document by the department of revenue.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 776-778 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 918-919 and placed in members' bill files.)

Amendment No. 3(L.008), by Senator Ulibarri.

Amend the Senate Judiciary Committee Report, dated April 10, 2013, page 3, strike lines 2 through 4 and substitute:

"(2) **Document contents.** (a) ON AN IDENTIFICATION DOCUMENT ISSUED UNDER THIS SECTION, THE DEPARTMENT SHALL PLACE THE PHRASE "NOT VALID FOR FEDERAL IDENTIFICATION, VOTING, OR PUBLIC BENEFIT PURPOSES" CLEARLY DISPLAYED ON THE FACE AND INCORPORATED INTO THE MACHINE READABLE ZONE. THE DEPARTMENT MAY USE A SUBSTANTIALLY SIMILAR PHRASE IF REQUIRED BY FEDERAL LAW.

(b) THE DEPARTMENT SHALL DESIGN THE IDENTIFICATION DOCUMENT ISSUED UNDER THIS SECTION TO BE DISTINGUISHABLE FROM ANOTHER IDENTIFICATION DOCUMENT ISSUED UNDER THIS ARTICLE IN COMPLIANCE WITH FEDERAL LAW."

Amendment No. 4(L.006), by Senator Ulibarri.

Amend the Senate Judiciary Committee Report, dated April 10, 2013, page 1, line 3, before "**add**" insert "**amend** (3) introductory portion and (3) (e); and".

Page 1, strike line 5 and substitute:

"**42-2-104. Licenses issued - denied.** (3) The department shall not issue any A license to:

(e) ~~Any~~ A person whose presence in the United States is in violation of federal immigration laws;

(6) THE DEPARTMENT SHALL".

Page 1, after line 9 insert:

"**SECTION 2.** In Colorado Revised Statutes, 42-2-107, **amend** (1) (c) as follows:

42-2-107. Application for license or instruction permit -

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anatomical gifts - donations to Emily Maureen Ellen Keyes organ and tissue donation awareness fund - legislative declaration - repeal.

(1) (c) The department ~~may~~ SHALL not issue a driver's or minor driver's license to ~~any~~ A person who is not lawfully present in the United States."

Renumber succeeding sections accordingly.

Page 2, strike lines 4 through 8 and substitute "IS NOT INTENDED TO CHANGE OTHER QUALIFICATIONS, REQUIREMENTS, OR CONSEQUENCES OF HOLDING THE DOCUMENT UNDER PARTS 1 TO 3 OF THIS ARTICLE, ARTICLE 7 OF THIS TITLE, OR ANY OTHER PROVISION OF LAW. THE SUSPENSION OR REVOCATION OF DRIVING PRIVILEGES, THE REQUIRED FEES, FINANCIAL RESPONSIBILITY REQUIREMENTS, RULES OF THE ROAD, ADMINISTRATIVE PROCEDURES AND HEARINGS, QUALIFICATIONS FOR A DRIVER'S LICENSE, VIOLATIONS AND PENALTIES, AND OTHER PROVISIONS THAT APPLY TO DRIVER'S LICENSES, MINOR DRIVER'S LICENSES, INSTRUCTION PERMITS, AND IDENTIFICATION CARDS ARE NOT INTENDED TO BE AFFECTED BY THIS PART 5."

Page 2, line 13, strike "THIS ARTICLE 2." and substitute "PARTS 1 AND 3 OF THIS ARTICLE."

Page 2, after line 16, insert:

"(3) "TEMPORARILY PRESENT" MEANS A PERSON WHOSE AUTHORITY TO LAWFULLY REMAIN IN THE UNITED STATES IS TEMPORARY AND WHO QUALIFIES FOR A TEMPORARY IDENTIFICATION DOCUMENT CARD UNDER 49 U.S.C. SEC. 202 (c) (2) (C)."

Page 2, line 23, strike "4" and substitute "3".

Page 2, line 25, strike "ACCORDANCE" and substitute "COMPLIANCE";

Page 2, after line 25 insert:

"(3) **Commercial driver's licenses.** THIS PART 5 DOES NOT AUTHORIZE THE ISSUANCE OF A COMMERCIAL DRIVER'S LICENSE OR COMMERCIAL DRIVING LEARNER'S PERMIT UNDER PART 4 OF THIS ARTICLE TO A PERSON WHO IS NOT LAWFULLY PRESENT IN THE UNITED STATES."

Page 3, line 6, strike "WHOSE AUTHORITY TO LAWFULLY" and substitute "WHO IS TEMPORARILY PRESENT IN THE UNITED STATES".

Page 3, line 7, strike "REMAIN WITHIN THE UNITED STATES IS TEMPORARY".

Page 3, line 21, strike "**document**" and substitute "**number**".

Page 4, strike lines 3 through 14 and substitute:

"24-72.1-103. Identity documents - verifiable. (1) EXCEPT AS PROVIDED IN SUBSECTION (3) OF THIS SECTION, a public entity that provides services shall not accept, rely upon, or utilize an identification document to provide services unless it is a secure and verifiable document.

(2) EXCEPT AS PROVIDED IN SUBSECTION (3) OF THIS SECTION, a public entity that is issuing an identification card, license, permit, or official document shall not authorize acceptance of an identification document, nor shall a public official acting in an official capacity accept ~~an~~ THE HOLDER'S identification document before issuing ~~such~~ OFFICIAL documents, unless ~~such~~ THE identification document is a secure and verifiable document.

(3) THE DEPARTMENT OF REVENUE MAY ISSUE A DRIVER'S LICENSE, MINOR DRIVER'S LICENSE, INSTRUCTION PERMIT, OR IDENTIFICATION CARD IN ACCORDANCE WITH PART 5 OF ARTICLE 2 OF TITLE 42, C.R.S., BUT THE LICENSE, PERMIT, OR CARD IS NOT A SECURE AND VERIFIABLE DOCUMENT."

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Page 5, line 29, strike "January" and substitute "August".

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

(For further action, see amendments to the report of the Committee of the Whole.)

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB13-245 by Senator(s) King and Jahn; --Concerning the creation of the Colorado firefighting air corps in the division of fire prevention and control of the department of public safety.

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following amendment to SB 13-245 did pass, and that SB 13-245, as amended, did pass.

Strike the Appropriations Committee Report, dated April 19, 2013.

Amend printed bill, page 4, after line 8 insert:

"SECTION 3. In Colorado Revised Statutes, 25-75-302, **amend as added by Senate Bill 13-236 (2) (z)** as follows:

24-75-302. Capital construction fund - capital assessment fees - calculation. (2) On July 1 of each year through July 1, 2013, the state treasurer and the controller shall transfer a sum as specified in this subsection (2) out of the general fund and into the capital construction fund as moneys become available in the general fund during the fiscal year beginning on said July 1. Transfers between funds pursuant to this subsection (2) are not appropriations subject to the limitations of section 24-75-201.1. The amounts transferred pursuant to this subsection (2) are as follows:

(z) On July 1, 2013, ~~one hundred eighty-six million two hundred fifteen thousand four hundred ninety-three~~ TWO HUNDRED THREE MILLION SIX HUNDRED FIFTEEN THOUSAND FOUR HUNDRED NINETY-THREE DOLLARS."

Renumber succeeding section accordingly.

Call of the Senate.

Call raised.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	16	NO	19	EXCUSED	0	ABSENT	0
Aguilar	N	Guzman	N	Kefalas	N	Roberts	Y
Balmer	Y	Harvey	Y	Kerr	N	Scheffel	Y
Baumgardner	Y	Heath	N	King	Y	Schwartz	N
Brophy	Y	Hill	Y	Lambert	Y	Steadman	N
Cadman	Y	Hodge	N	Lundberg	Y	Tochtrop	N
Carroll	N	Hudak	N	Marble	Y	Todd	N
Crowder	Y	Jahn	Y	Newell	N	Ulibarri	N
Giron	N	Johnston	N	Nicholson	N	President	N
Grantham	Y	Jones	N	Renfroe	Y		

Senator Brophy moved to amend the Report of the Committee of the Whole to show that the following Brophy floor amendment, (L.002) to SB 13-245, did pass, and that SB 13-245, as amended, did pass.

Amend printed bill, page 4, after line 8 insert:

"SECTION 3. In Colorado Revised Statutes, 24-75-302, **amend as added by Senate Bill 13-236** (2) (z) as follows:

24-75-302. Capital construction fund - capital assessment fees - calculation. (2) On July 1 of each year through July 1, 2013, the state treasurer and the controller shall transfer a sum as specified in this subsection (2) out of the general fund and into the capital construction fund as moneys become available in the general fund during the fiscal year beginning on said July 1. Transfers between funds pursuant to this subsection (2) are not appropriations subject to the limitations of section 24-75-201.1. The amounts transferred pursuant to this subsection (2) are as follows:

(z) On July 1, 2013, ~~one hundred eighty-six million two hundred fifteen thousand four hundred ninety-three~~ TWO HUNDRED THREE MILLION SIX HUNDRED FIFTEEN THOUSAND FOUR HUNDRED NINETY-THREE dollars.

SECTION 4. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of public safety, for the fiscal year beginning July 1, 2013, the sum of \$113,488 and 2.0 FTE, or so much thereof as may be necessary, for allocation to the division of fire prevention and control related to the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the capital construction fund created in section 24-75-302 (1) (a), Colorado Revised Statutes, not otherwise appropriated, to the department of public safety, for the fiscal year beginning July 1, 2013, the sum of \$17,400,000, or so much thereof as may be necessary, for the acquisition of aircraft for the Colorado firefighting air corps related to the implementation of this act.

SECTION 5. Effective date. (1) Except as otherwise provided in this section, this act takes effect upon passage.

(2) Section 24-75-302 (2) (z), Colorado Revised Statutes, as amended in section 3 of this act, and section 4 of this act, take effect only if Senate Bill 13-266 does not become law."

Renumber succeeding section accordingly.

Page 1, line 103, strike "SAFETY." and substitute "SAFETY, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	N	Guzman	N	Kefalas	N	Roberts	Y
Balmer	Y	Harvey	Y	Kerr	N	Scheffel	Y
Baumgardner	Y	Heath	N	King	Y	Schwartz	N
Brophy	Y	Hill	Y	Lambert	Y	Steadman	N
Cadman	Y	Hodge	N	Lundberg	Y	Tochtrop	N
Carroll	N	Hudak	N	Marble	Y	Todd	N
Crowder	Y	Jahn	Y	Newell	N	Ulibarri	N
Giron	N	Johnston	Y	Nicholson	N	President	N
Grantham	Y	Jones	N	Renfroe	Y		

SB13-251 by Senator(s) Ulibarri and Morse, Aguilar, Carroll, Giron, Guzman, Heath, Hodge, Hudak, Johnston, Jones, Kefalas, Newell, Schwartz, Steadman, Tochtrop, Todd; also Representative(s) Melton, Moreno, Salazar--Concerning documentary evidence needed for an individual to be issued an identity document by the department of revenue.

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey floor amendment, (L.010) to SB 13-251, did pass.

Amend the Judiciary Committee Report, dated April 10, 2013, page 2, after line 34 insert:

"(c) HAS SUBMITTED FINGERPRINTS TO THE DEPARTMENT AND WHO THE DEPARTMENT HAS VERIFIED THROUGH THE FEDERAL SECURE COMMUNITIES PROGRAM UNDER SUBSECTION (3) OF THIS SECTION THAT THE APPLICANT HAS NOT BEEN CONVICTED OF A CRIME WITHIN THE UNITED STATES;"

Reletter succeeding paragraphs accordingly.

Page 3, after line 4 insert:

"(3) **Verification - crime.** TO BE ISSUED A LICENSE, AN APPLICANT MUST SUBMIT HIS OR HER FINGERPRINTS. THE DEPARTMENT SHALL SUBMIT THE FINGERPRINTS TO THE SECURE COMMUNITIES PROGRAM WITHIN THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT AGENCY OF THE DEPARTMENT OF HOMELAND SECURITY TO VERIFY THAT THE APPLICANT IS NOT LISTED AS HAVING BEEN CONVICTED OF A CRIME WITHIN THE UNITED STATES."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	15	NO	20	EXCUSED	0	ABSENT	0
Aguilar	N	Guzman	N	Kefalas	N	Roberts	Y
Balmer	Y	Harvey	Y	Kerr	N	Scheffel	Y
Baumgardner	Y	Heath	N	King	Y	Schwartz	N
Brophy	Y	Hill	Y	Lambert	Y	Steadman	N
Cadman	Y	Hodge	N	Lundberg	Y	Tochtrop	N
Carroll	N	Hudak	N	Marble	Y	Todd	N
Crowder	Y	Jahn	N	Newell	N	Ulibarri	N
Giron	N	Johnston	N	Nicholson	N	President	N
Grantham	Y	Jones	N	Renfroe	Y		

SB13-263 by Senator(s) Schwartz and Giron; also Representative(s) Vigil, Fischer--Concerning the development of a master plan for the capitol complex.

Senator Renfroe moved to amend the Report of the Committee of the Whole to show that the following amendment to SB 13-263 did pass.

Amend printed bill, page 2, strike lines 8 through 12 and substitute "**capitol complex master plan.** (3) (a) THE DEPARTMENT OF PERSONNEL SHALL ISSUE A REQUEST FOR PROPOSALS TO DEVELOP A MASTER PLAN FOR THE CAPITOL COMPLEX. IF, AFTER ISSUING THE REQUEST FOR PROPOSALS, THE DEPARTMENT OF PERSONNEL FINDS THAT THE PROPOSALS WOULD BE COST PROHIBITIVE OR DO NOT MEET THE NEEDS OF THE DEPARTMENT, THE DEPARTMENT OF PERSONNEL MAY DEVELOP THE MASTER PLAN.

(b) THE MASTER PLAN IS SUBJECT TO FINAL APPROVAL FROM THE OFFICE OF STATE PLANNING AND BUDGETING AND THE CAPITAL DEVELOPMENT COMMITTEE. THE MASTER PLAN MUST BE COMPLETED NO LATER THAN DECEMBER 1, 2014, AND SHALL:"

Page 2, line 13, strike "DETERMINES" and substitute "DETERMINE".

Page 2, line 15, strike "PRIORITIZES" and substitute "PRIORITIZE".

Page 2, line 17, strike "CONSIDERS" and substitute "CONSIDER".

Page 2, line 19, strike "IDENTIFIES" and substitute "IDENTIFY".

Page 3, line 2, strike "IDENTIFIES" and substitute "IDENTIFY".

Page 3, line 4, strike "IDENTIFIES" and substitute "IDENTIFY".

Page 3, line 6, strike "ASSESES" and substitute "ASSESS".

Page 3, line 9, strike "ESTABLISHES" and substitute "ESTABLISH".

Page 3, line 11, strike "ASSESES" and substitute "ASSESS".

Page 3, line 14, strike "ESTABLISHES" and substitute "ESTABLISH".

Page 3, line 20, strike "REVIEWS" and substitute "REVIEW".

Page 3, line 22, strike "SUGGESTS" and substitute "SUGGEST".

Page 3, line 24, strike "MAKES" and substitute "MAKE".

Page 4, line 1, strike "ADDRESSES" and substitute "ADDRESS".

A majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kefalas	Y	Roberts	Y
Balmer	Y	Harvey	Y	Kerr	Y	Scheffel	Y
Baumgardner	Y	Heath	Y	King	Y	Schwartz	Y
Brophy	Y	Hill	Y	Lambert	Y	Steadman	Y
Cadman	Y	Hodge	Y	Lundberg	Y	Tochtrop	Y
Carroll	Y	Hudak	Y	Marble	Y	Todd	Y
Crowder	Y	Jahn	Y	Newell	Y	Ulibarri	Y
Giron	Y	Johnston	Y	Nicholson	Y	President	Y
Grantham	Y	Jones	Y	Renfroe	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Heath, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kefalas	Y	Roberts	Y
Balmer	Y	Harvey	Y	Kerr	Y	Scheffel	Y
Baumgardner	Y	Heath	Y	King	Y	Schwartz	Y
Brophy	Y	Hill	Y	Lambert	Y	Steadman	Y
Cadman	Y	Hodge	Y	Lundberg	Y	Tochtrop	Y
Carroll	Y	Hudak	Y	Marble	Y	Todd	Y
Crowder	Y	Jahn	Y	Newell	Y	Ulibarri	Y
Giron	Y	Johnston	Y	Nicholson	Y	President	Y
Grantham	Y	Jones	Y	Renfroe	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB13-263 as amended, SB13-245 as amended, SB13-251 as amended.

Laid over until Thursday, April 25: SB13-253, SB13-282.

On motion of Majority Leader Carroll, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Wednesday, April 24 was laid over until Thursday, April 25, retaining its place on the calendar.

General Orders -- Second Reading of Bills: SB13-211, SB13-268, HB13-1115, HB13-1129, HB13-1077, HB13-1117, HB13-1142, HB13-1156, HB13-1136, HB13-1206.

Consideration of Resolutions: HJR13-1004, SJR13-030, SJR13-0334, SR13-004.

Consideration of House Amendments to Senate Bills: SB13-025, SB13-083, SB13-026, SB13-151, SB13-155, SB13-198, SB13-137.

Consideration of Governor's Appointments:
Member of the State Board of Parole.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR13-035 by Senator(s) Lambert and Carroll; also Representative(s) Gerou and Hullinghorst-- Concerning a repeal of the requirement that the executive committee of the legislative council review the status of the revenue estimate resolution in the event of a declared disaster emergency.

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

SJR13-036 by Senator(s) Carroll, Morse, Cadman; also Representative(s) Hullinghorst, Ferrandino, Waller--Concerning modifications to the joint rules of the Senate and House of Representatives that address sexual harassment and bill requests submitted to the Office of Legislative Legal Services by subject only.

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

INTRODUCTION OF BILLS -- FIRST READING

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

SB13-286 by Senator(s) Hodge and Brophy; also Representative(s) Levy and Sonnenberg-- Concerning an extension of the number of years that a renewable energy company may claim excess enterprise zone investment income tax credits as credit carryovers.
Finance

HB13-1251 by Representative(s) Pabon, Foote; also Senator(s) Morse--Concerning collection of a DNA sample from offenders convicted of a class 1 misdemeanor in the Colorado criminal code, and, in connection therewith, making an appropriation.
Finance

HB13-1294 by Representative(s) Gardner; also Senator(s) Guzman--Concerning a clarification that the state's judicial department is included within the definition of "public entity" for purposes of the "Colorado Governmental Immunity Act".
Judiciary

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, April 23, 2013, at 1:45 p.m.:
SB13-027, 033, 048, 126, 182 and 186.

TRIBUTES

Honoring:

Allan Skorpen, For dedicated volunteer work at Stein Elementary School -- By Senator Andy Kerr.
Frank DeAngelis, Named the 2013 Colorado High School Principal of the Year by the Colorado Association of School Executives -- By Senator Andy Kerr.
Fourth grade students Indian Ridge Elementary School, For their advocacy for water conservation through Project Citizen -- By Senator Nancy Todd.
Max Warnock, For his artistic contribution in support of the Colorado Tree Coalition -- By Senator John Kefalas.
Andrew Maddox, For service with the Arkansas Headwaters Recreation Area -- By Senator Gail Schwartz.
Rosemary's Baby Bookstore, For being a valued and vital local business of Jefferson County -- By Senator Andy Kerr.
Wystone's World Teas, For being a valued and vital local business of Jefferson County -- By Senator Andy Kerr.
Panorama Orthopedics, 34 years in business and serving the community -- By Senator Cheri Jahn.
Denver West Realty, 32 years in business and serving the community -- By Senator Cheri Jahn.
Aspen Mortuaries, 29 years in business and serving the community -- By Senator Cheri Jahn.
Table Mountain Travel, 26 years in business and serving the community -- By Senator Cheri Jahn.
Oswego Creative, Inc., 24 years in business and serving the community -- By Senator Cheri Jahn.
Ralph's Foothills Service, Inc., 20 years in business and serving the community -- By Senator Cheri Jahn.
Kitchen Masters, Inc., 15 years in business and serving the community -- By Senator Cheri Jahn.
Bridgewater Grill at the Golden Hotel, 9 years in business and serving the community -- By Senator Cheri Jahn.
Best Western Southwest Denver, 8 years in business and serving the community -- By Senator Cheri Jahn.
Brooks Furniture & Design, Inc., 8 years in business and serving the community -- By Senator Cheri Jahn.
Lowell House/Alterations Plus, 7 years in business and serving the community -- By Senator Cheri Jahn.
Five Rings Financial, 7 years in business and serving the community -- By Senator Cheri Jahn.
Bachman Auto, 6 years in business and serving the community -- By Senator Cheri Jahn.
Denver West Office Suites, 6 years in business and serving the community -- By Senator Cheri Jahn.
J & B Image Promotions, 6 years in business and serving the community -- By Senator Cheri Jahn.
Solera National Bank, 6 years in business and serving the community -- By Senator Cheri Jahn.

Day Design Solutions, 5 years in business and serving the community -- By Senator Cheri Jahn.
Aspire Technology Solutions, Inc., 5 years in business and serving the community -- By Senator Cheri Jahn.
Net-Results, 5 years in business and serving the community -- By Senator Cheri Jahn.
Simms Steakhouse, 4 years in business and serving the community -- By Senator Cheri Jahn.
Corfee & Associates, 4 years in business and serving the community -- By Senator Cheri Jahn.
The Manor House, 3 years in business and serving the community -- By Senator Cheri Jahn.
Denver Roofers, 2 years in business and serving the community -- By Senator Cheri Jahn.
Elite Pest Control, 2 years in business and serving the community -- By Senator Cheri Jahn.
Belmar Academy, Inc., 2 years in business and serving the community -- By Senator Cheri Jahn.
RelyLocal Littleton, 2 years in business and serving the community -- By Senator Cheri Jahn.
Aspen Leaf Yogurt, 2 years in business and serving the community -- By Senator Cheri Jahn.
Grant Sustainable Builders, Inc., 2 years in business and serving the community -- By Senator Cheri Jahn.
Chase Chiropractic Clinic, 1 year in business and serving the community -- By Senator Cheri Jahn.
Dwayne Abeyta, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Joe Ahrens, honoring Staff of the State Capitol for the tireless and invaluable work -- By President John P. Morse.
Eddy Bartels, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Andre Bowser, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Bill Bradley, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Ryan Davis, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Jose Esquibel, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Anthony Gallegos, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Mike Garretson, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Darrell Geist, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Chris Hallgren, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Chris Johnson, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Ben Martinez, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
David Montoya, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Mark Mountjoy, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Ken Naranjo, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Marisela Nunez, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Ellen Olson, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Greg Phillips, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Paul Qualieri, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Alice Quintana, For tireless and invaluable work at the State Capitol -- By President John P. Morse.

Paul Reeves, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Ron Schley, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Brad Skeers, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Bryan Stahl, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Terry Phillips, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Chris Vasquez, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Scott Villalva, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Steve Ziemer, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Chris Martinez, For tireless and invaluable work at the State Capitol -- By President John P. Morse.
Vincent Gallegos, For tireless and invaluable work at the State Capitol -- By President John P. Morse.

On motion of Majority Leader Carroll, the Senate adjourned until 9:00 a.m., Thursday, April 25, 2013.

Approved:

John P. Morse
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate