

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

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113th Legislative Day Wednesday, May 1, 2013

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Prayer	By Senator Newell.	10 11
Call to Order	By the President at 12:15 a.m.	12 13 14
Pledge	By Senator Kerr.	15 16 17
Roll Call	Present--35	18 19
Quorum	The President announced a quorum present.	20 21
Reading of Journal	On motion of Majority Leader Carroll, reading of the Journal of Tuesday, April 30, 2013, was dispensed with and the Journal was approved as corrected by the Secretary.	22 23 24 25

**COMMITTEE OF REFERENCE REPORTS**

Finance	After consideration on the merits, the Committee recommends that <b>HB13-1292</b> be <b>amended</b> as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	26 27 28 29 30 31 32
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Amend reengrossed bill, page 5, line 16, strike "PROJECT." and substitute "PROJECT AND IF COMPLIANCE WITH THIS ARTICLE WOULD CREATE AN UNDUE BURDEN THAT WOULD SUBSTANTIALLY PREVENT A PROJECT FROM PROCEEDING TO COMPLETION."

Page 10, line 6, after "ARTICLE" insert "APPLIES TO ANY PROJECT THAT RECEIVES FEDERAL MONEYS. IN ADDITION, NOTHING IN THIS ARTICLE".

Page 10, line 13, strike "STATES." and substitute "STATES, OR WOULD CAUSE DENIAL OF FEDERAL MONEYS OR PRECLUDE THE ABILITY TO ACCESS FEDERAL MONEYS THAT WOULD OTHERWISE BE AVAILABLE."

Page 13, line 7, after "ARTICLE" insert "APPLIES TO ANY PROJECT THAT RECEIVES FEDERAL MONEYS. IN ADDITION, NOTHING IN THIS ARTICLE".

Page 13, line 14, strike "STATES." and substitute "STATES, OR WOULD CAUSE DENIAL OF FEDERAL MONEYS OR PRECLUDE THE ABILITY TO ACCESS FEDERAL MONEYS THAT WOULD OTHERWISE BE AVAILABLE."

Page 13, line 18, after "shall" insert "THAT DO NOT RECEIVE FEDERAL MONEYS".

Page 13, line 25, after "PROJECTS" insert "THAT DO NOT RECEIVE FEDERAL MONEYS".

Page 16, line 8, strike "FOR PUBLIC".

Page 16, strike line 9 and substitute "TO THE PUBLIC; AND".

Page 16, line 11, strike "ON THE DEPARTMENT'S WEB SITE".

Page 16, line 18, after "ARTICLE" insert "THAT IS NOT FUNDED IN ANY PART WITH FEDERAL MONEYS".

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Page 17, line 26, strike "**subcontractors -**". 1

Page 18, line 3, strike "DUTIES" and substitute "SERVICES". 2

Page 18, line 4, strike "~~including~~" and substitute "including". 3

Page 18, strike line 5 and substitute "any subcontracts, and whether any SUBCONTRACTED services under the". 4

Page 18, line 6, strike "~~contract or any subcontracts~~" and substitute "contract or any subcontracts". 5

Page 18, line 8, strike "~~the contract or~~" and substitute "the contract or". 6

Page 18, line 11, strike "~~the~~" and substitute "the". 7

Page 18, line 12, strike "~~contract or~~" and substitute "contract or". 8

Page 18, strike lines 17 and 18 and substitute "AWARDED, TO PERFORM SERVICES UNDER THE CONTRACT OUTSIDE THE UNITED STATES OR THE STATE OR TO SUBCONTRACT SERVICES UNDER THE CONTRACT TO A SUBCONTRACTOR THAT WILL PERFORM SUCH SERVICES". 9

Page 18, line 21, after "VENDOR" insert "DECIDES TO PERFORM SERVICES UNDER THE CONTRACT OUTSIDE THE UNITED STATES OR THE STATE OR". 10

Page 18, line 22, strike "DUTIES" and substitute "SERVICES". 11

Page 18, line 23, strike "DUTIES" and substitute "SERVICES". 12

Page 18, line 27, strike "SPECIFIC DUTIES" and substitute "TYPE OF SERVICES". 13

Page 19, line 3, strike "DUTIES." and substitute "SERVICES.". 14

Page 19, line 7, after "VENDOR" insert "OR THE VENDOR'S SUBCONTRACTOR". 15

Page 19, strike lines 8 through 10 and substitute "PERFORM SERVICES UNDER THE CONTRACT OUTSIDE THE UNITED STATES OR THE STATE.". 16

Page 19, line 12, strike "DUTIES" and substitute "SERVICES". 17

Page 19, line 24, after "SECTION" insert "APPLIES TO ANY PROJECT THAT RECEIVES FEDERAL MONEYS. IN ADDITION, NOTHING IN THIS SECTION". 18

Page 20, line 4, strike "STATES." and substitute "STATES, OR WOULD CAUSE DENIAL OF FEDERAL MONEYS OR PRECLUDE THE ABILITY TO ACCESS FEDERAL MONEYS THAT WOULD OTHERWISE BE AVAILABLE.". 19

Page 20, strike line 7 through 27. 20

Strike page 21. 21

Page 22, strike lines 1 through 4 and substitute: 22

**"24-102-206.5. Contract performance outside the United States or Colorado - annual report.** (1) ON JANUARY 1, 2014, AND ON EACH JANUARY 1 THEREAFTER, A GOVERNMENTAL BODY SHALL SUBMIT AN ANNUAL REPORT TO THE GENERAL ASSEMBLY IF THE GOVERNMENTAL BODY ENTERED INTO ONE OR MORE CONTRACTS WITH A VENDOR DURING THE PREVIOUS STATE FISCAL YEAR AND RECEIVED WRITTEN NOTICE FROM ONE OR MORE VENDORS PURSUANT TO SECTION 24-102-206 (1) (b), THAT THE VENDOR OR THE VENDOR'S SUBCONTRACTOR WOULD PERFORM SERVICES UNDER THE CONTRACT OUTSIDE THE UNITED STATES OR THE STATE. 23

(2) (a) THE PURPOSE OF THE REPORT REQUIRED IN SUBSECTION (1) 24

OF THIS SECTION IS TO NOTIFY TAXPAYERS AND THE GENERAL ASSEMBLY REGARDING THE USE OF UNITED STATES AND STATE TAX DOLLARS ON STATE CONTRACTS IN WHICH SERVICES UNDER THE CONTRACT ARE PERFORMED OUTSIDE THE UNITED STATES OR THE STATE. THE GOVERNMENTAL BODY SHALL PROVIDE INFORMATION REQUIRED IN THE REPORT BASED ON THE INFORMATION THAT VENDORS SUBMITTED TO THE GOVERNMENTAL BODY PURSUANT TO SECTION 24-102-206 DURING THE PREVIOUS STATE FISCAL YEAR.

(b) THE REPORT MUST SEPARATE DATA BY STATE CONTRACT TYPE AND PROVIDE INFORMATION REGARDING THE TYPE AND THE PERCENTAGE OF THE TOTAL SERVICES THAT WERE PERFORMED OUTSIDE THE UNITED STATES OR THE STATE BY EACH VENDOR OR A VENDOR'S SUBCONTRACTOR UNDER EACH STATE CONTRACT.

(c) THE REPORT REQUIRED BY SUBSECTION (1) OF THIS SECTION MUST ALSO INCLUDE A DESCRIPTION OF ANY INITIATIVES THAT THE GOVERNMENTAL BODY HAS TAKEN TO ACTIVELY REDUCE THE NUMBER OF CONTRACTS IN WHICH A VENDOR OR VENDOR'S SUBCONTRACTOR PERFORM SERVICES UNDER THE CONTRACT OUTSIDE THE UNITED STATES OR THE STATE.

(d) A GOVERNMENTAL BODY THAT IS REQUIRED TO SUBMIT A REPORT PURSUANT TO SUBSECTION (1) OF THIS SECTION MAY INCLUDE THE REPORT IN ITS ANNUAL REPORT TO THE GENERAL ASSEMBLY REQUIRED BY THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT".

Page 22, line 10, after "C.R.S.," insert "THAT DOES NOT RECEIVE ANY FEDERAL MONEYS,".

Page 22, line 15, strike "GOODS." and substitute "GOODS; EXCEPT THAT, FOR PUBLIC PROJECTS UNDER THE SUPERVISION OF THE DEPARTMENT OF TRANSPORTATION, THE CONTRACTOR SHALL DISCLOSE SUCH INFORMATION TO THE DEPARTMENT OF TRANSPORTATION.".

Page 23, line 19, after "DEPARTMENT" insert "AND TO THE DEPARTMENT OF TRANSPORTATION".

Page 24, line 11, after "SECTION" insert "APPLIES TO ANY PROJECT THAT RECEIVES FEDERAL MONEYS. IN ADDITION, NOTHING IN THIS SECTION".

Page 24, line 18, strike "STATES." and substitute "STATES, OR WOULD CAUSE DENIAL OF FEDERAL MONEYS OR PRECLUDE THE ABILITY TO ACCESS FEDERAL MONEYS THAT WOULD OTHERWISE BE AVAILABLE.".

Finance

After consideration on the merits, the Committee recommends that [HB13-1295](#) be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, line 13, after "STATE" insert "AS SPECIFIED IN SUBSECTION (9) OF THIS SECTION".

Page 4, line 27, strike "sales, AND INCLUDES REMOTE SALES." and substitute "sales.".

Page 13, after line 3 insert:

"(b) NOTWITHSTANDING THE PROVISIONS OF SECTION 39-21-113 (4), THE DEPARTMENT OF REVENUE SHALL MAKE AVAILABLE TO ALL QUALIFIED PURCHASERS AN ELECTRONIC LIST OF ALL REMOTE SELLERS AND THEIR COLORADO ACCOUNT NUMBERS IN ORDER TO FACILITATE THE QUALIFIED PURCHASER'S APPROPRIATE REMITTANCE OF TAX PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (5). SUCH LIST MUST REMAIN CONFIDENTIAL IN THE HANDS OF THE QUALIFIED PURCHASER, AND THE QUALIFIED PURCHASER IS SUBJECT TO THE SAME LIMITATIONS SPECIFIED IN SECTION 39-21-113 (4) THAT APPLY TO THE DEPARTMENT OF REVENUE, INCLUDING THE REQUIREMENT THAT SUCH LIST BE USED ONLY FOR THE

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PURPOSE OF PROPER ADMINISTRATION OF THE TAX."

Reletter succeeding paragraph accordingly.

Page 20, strike lines 10 through 12.

Finance After consideration on the merits, the Committee recommends that **HB13-1319** 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 **HB13-1238** 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 2, after "UPON" insert "SATISFACTORY".

Page 3, line 8, strike "MAY" and substitute "SHALL".

Page 3, line 20, strike "MAY" and substitute "SHALL".

Page 3, line 27, strike "the local licensing authority and" and substitute "the local licensing authority and".

Page 4, line 4, strike "MAY" and substitute "SHALL".

Page 5, after line 27, insert:

**SECTION 4.** In Colorado Revised Statutes, 12-43.3-301, amend (3) and (4) as follows:

**12-43.3-301. Local licensing authority - applications - licenses.**

(3) An application for a license specified in subsection (1) of this section shall be filed with the STATE LICENSING AUTHORITY AND THE appropriate local licensing authority on forms provided by the state licensing authority and shall contain such information as the state licensing authority may require and any forms as the local licensing authority may require. Each application shall be verified by the oath or affirmation of the persons prescribed by the state licensing authority.

(4) An applicant shall file, at the time of application for a local license, plans and specifications for the interior of the building if the building to be occupied is in existence at the time. If the building is not in existence, the applicant shall file a plot plan and a detailed sketch for the interior and submit an architect's drawing of the building to be constructed. In its discretion, the local or state licensing authority may impose additional requirements necessary for the approval of the application.

**SECTION 5.** In Colorado Revised Statutes, 12-43.3-302, amend (5) as follows:

**12-43.3-302. Public hearing notice - posting and publication.**

(5) (a) ~~A local licensing authority, or a license applicant with local licensing authority approval, may request that the state licensing authority conduct a concurrent review of a new license application prior to the local licensing authority's final approval of the license application. Local licensing authorities who permit a concurrent review will continue to independently review the applicant's license application.~~

(b) When conducting a concurrent ITS application review, the state licensing authority may advise the local licensing authority of any items that it finds that could result in the denial of the license application. Upon correction of the noted discrepancies, if the correction is permitted by the state licensing authority, the state licensing authority shall notify the local licensing authority of its conditional approval of the license application subject to the final approval by the local licensing authority. AMENDMENTS. The state licensing authority shall then issue the applicant's state license upon receiving evidence of final approval by the local licensing authority WHICH SHALL REMAIN CONDITIONED UPON

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LOCAL AUTHORITY APPROVAL.

(c) All applications submitted for ~~concurrent~~ review shall be accompanied by all applicable state AND LOCAL license and application fees. Any applications that are later denied or withdrawn may allow for a refund of license fees only. All application fees provided by an applicant shall be retained by the respective licensing authority.

**SECTION 6.** In Colorado Revised Statutes, 12-43.3-303, **amend** (4) and (5) as follows:

**12-43.3-303. Results of investigation - decision of authorities.**

(4) After approval of an application, a NEITHER THE STATE NOR local licensing authority shall ~~not~~ issue a local license until the building in which the business to be conducted is ready for occupancy with such furniture, fixtures, and equipment in place as are necessary to comply with the applicable provisions of this article, and then only after the STATE OR local licensing authority has inspected the premises to determine that the applicant has complied with the architect's drawing and the plot plan and detailed sketch for the interior of the building submitted with the application.

(5) AFTER APPROVAL OF AN APPLICATION FOR CONDITIONAL STATE LICENSURE, THE STATE LICENSING AUTHORITY SHALL NOTIFY THE LOCAL LICENSING AUTHORITY OF SUCH APPROVAL. After approval of an application for local licensure, the local licensing authority shall notify the state licensing authority of such approval, who shall investigate and either approve or disapprove the application for state licensure."

Renumber succeeding section accordingly.

- Finance      After consideration on the merits, the Committee recommends that **HB13-1248** 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 **HB13-1297** 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 **HB13-1305** be **referred** to the Committee on Appropriations with favorable recommendation.
- Finance      After consideration on the merits, the Committee recommends that **SB13-286** be **referred** to the Committee of the Whole with favorable recommendation.
- Finance      After consideration on the merits, the Committee recommends that **HB13-1280** be **referred** to the Committee of the Whole with favorable recommendation.
- Local Government      After consideration on the merits, the Committee recommends that **HB13-1273** be **postponed indefinitely**.
- Local Government      After consideration on the merits, the Committee recommends that **HB13-1315** be **referred** to the Committee of the Whole with favorable recommendation.
- Local Government      After consideration on the merits, the Committee recommends that **HB13-1212** be **postponed indefinitely**.
- Local Government      After consideration on the merits, the Committee recommends that **HB13-1302** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Local Government After consideration on the merits, the Committee recommends that **HB13-1277** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, strike lines 1 and 2 and substitute "OF THE COMMON INTEREST COMMUNITY, PREPARING BUDGETS, OR PREPARING OTHER FINANCIAL DOCUMENTS;"

Reletter succeeding paragraphs accordingly.

Page 5, strike lines 3 and 4 and substitute:

"(I) A PERSON WHO PERFORMS NOT MORE THAN ONE OF THE PRACTICES LISTED IN PARAGRAPHS (a) TO (g) OF SUBSECTION (3) OF THIS SECTION, OR ANY CLERICAL, MINISTERIAL, ACCOUNTING, OR MAINTENANCE FUNCTION NOT REQUIRING"

Page 9, line 14, strike "ANY" and substitute "COLORADO OR ANY OTHER".

Page 9, line 15, strike "THAT, IF" and substitute "THAT THE".

Page 9, strike line 16.

Page 9, line 17, strike "MAY" and substitute "HAS THE DISCRETION TO".

Page 9, strike line 19 and substitute "SUSPENSION AND THE APPLICANT HAS PROVED TO THE DIRECTOR THAT HE OR SHE IS FIT TO BE LICENSED AS A COMMUNITY MANAGER IN COLORADO."

Page 10, after line 9 insert:

"(II) CERTIFY COMPLETION OF ANY EDUCATIONAL OR CONTINUING EDUCATIONAL REQUIREMENTS AS DETERMINED BY THE DIRECTOR IN RULES AND PUBLISHED ON THE DIVISION'S WEB SITE; AND"

Page 10, line 10, strike "(II)" and substitute "(III)".

Page 10, line 27, strike "(II)" and substitute "(III)".

Page 17, after line 4 insert:

"(e) KNOWINGLY VIOLATING OR KNOWINGLY DIRECTING OTHERS TO VIOLATE CCIOA;"

Reletter succeeding paragraphs accordingly.

Page 18, line 14, strike "(h)" and substitute "(i)".

Local Government After consideration on the merits, the Committee recommends that **SB13-021** be **postponed indefinitely**.

Local Government After consideration on the merits, the Committee recommends that **HB13-1274** be **referred** to the Committee on Appropriations with favorable recommendation.

**SENATE SERVICES REPORT**

**Correctly Engrossed:** SB13-250 and 259; SJR13-030.

**Correctly Reengrossed:** SB13-265, 271, 277 and 279.

**Correctly Rerevised:** HB13-1005, 1082, 1105, 1117, 1134, 1138, 1142, 1153, 1156, 1163, 1194, 1196, 1215, 1241, 1263, 1266, 1276, 1281 and 1289.

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**SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS**

The President has signed: SB13-019, 077, 079, 119, 138, 220, 226, 234 and 236; HB13-1046, 1233; HJR13-1020.

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 HB13-1303 on General Orders -- Second Reading of Bills.

Committee of the Whole On motion of Senator Steadman, the Senate resolved itself into the Committee of the Whole for continuation of General Orders--Second Reading of Bills, and Senator Steadman 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:

**HB13-1303** by Representative(s) Hullinghorst and Pabon, Buckner; also Senator(s) Giron--Concerning measures to strengthen the participation of individuals in the electoral process, and, in connection therewith, reducing the minimum durational requirement for an elector to qualify as a state resident, allowing electors to register to vote through election day, repealing the category of voter inactivity triggered by an elector's failure to vote, requiring mail ballots to be sent to active electors for elections conducted under the "Uniform Election Code of 1992", replacing polling places with voter service and polling centers and ballot drop-off locations for mail ballot elections, and making an appropriation.

(Amended in General Orders as printed in Senate Journal, April 30, pages 1139-1142.)

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

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

**AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE**

**HB13-1303** by Representative(s) Hullinghorst and Pabon, Buckner; also Senator(s) Giron--Concerning measures to strengthen the participation of individuals in the electoral process, and, in connection therewith, reducing the minimum durational requirement for an elector to qualify as a state resident, allowing electors to register to vote through election day, repealing the category of voter inactivity triggered by an elector's failure to vote, requiring mail ballots to be sent to active electors for elections conducted under the "Uniform Election Code of 1992", replacing polling places with voter service and polling centers and ballot drop-off locations for mail ballot elections, and making an appropriation.

Senator Lundberg moved to amend the Report of the Committee of the Whole to show that the following Lundberg floor amendment, (L.118) to HB 13-1303, did pass.

Amend reengrossed bill, page 4, strike line 3 and substitute "cited as the "Same-Day Voter Fraud Act".".

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

YES	15	NO	20	EXCUSED	0	ABSENT	0
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		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey floor amendment, (L.095) to HB 13-1303, did pass.

Amend reengrossed bill, page 69, after line 3 insert:

**"SECTION 61.** In Colorado Revised Statutes, 1-7-105, **add** (1.5) as follows:

**1-7-105. Watchers at primary elections.** (1.5) AT PRIMARY ELECTION POLLING LOCATIONS IN WHICH SEPARATE ROOMS ARE UTILIZED FOR ELECTION ACTIVITIES, INCLUDING CASTING, SEPARATING, OR COUNTING BALLOTS, EACH POLITICAL PARTY PARTICIPATING IN THE PRIMARY ELECTION IS ENTITLED TO HAVE ONE WATCHER IN EACH SUCH ROOM."

Renumber succeeding sections accordingly.

Page 69, line 7, after "**elections.**" insert "(1)".

Page 69, after line 27 insert:

"(2) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (1) OF THIS SECTION TO THE CONTRARY, AT GENERAL OR CONGRESSIONAL VACANCY ELECTION VOTER SERVICE AND POLLING CENTERS IN WHICH SEPARATE ROOMS ARE UTILIZED FOR ELECTION ACTIVITIES, INCLUDING CASTING, SEPARATING, OR COUNTING BALLOTS, EACH ENTITY OR PERSON ENTITLED TO HAVE A WATCHER AT A VOTER SERVICE AND POLLING CENTER PURSUANT TO SUBSECTION (1) OF THIS SECTION PARTICIPATING IN THE PRIMARY ELECTION IS ENTITLED TO HAVE ONE WATCHER IN EACH SUCH ROOM."

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		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the



following Harvey floor amendment, (L.096) to HB 13-1303, did pass.

Amend reengrossed bill, page 80, line 27, strike "(1)" and substitute "(1)".

Page 81, line 11, strike "(2)" and substitute "(2) (a)".

Page 81, line 20, after "~~article~~:" add "NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION, ANY ELECTOR WHOSE RECORDS ARE KEPT CONFIDENTIAL PURSUANT TO SECTION 24-72-204, C.R.S., MUST AFFIRMATIVELY ELECT TO RECEIVE MAIL BALLOTS. SUCH REQUEST TO RECEIVE MAIL BALLOTS SHALL BE MADE IN ACCORDANCE WITH RULES PROMULGATED BY THE SECRETARY OF STATE.

(b) PARAGRAPH (a) OF THIS SUBSECTION (2) DOES NOT APPLY TO PERSONS TREATED AS CONFIDENTIAL VOTERS SOLELY PURSUANT TO SECTION 1-2-227 (2).".

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

YES	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		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey floor amendment, (L.106) to HB 13-1303, did pass.

Amend reengrossed bill, page 45, line 7, strike "FOR" and substitute "EXCEPT AS PROVIDED IN PARAGRAPH (e) OF THIS SUBSECTION (1), FOR".

Page 47, line 16, after "(e)" insert "(I)".

Page 47, after line 18 insert:

"(II) UPON A FINDING THAT FEWER VOTER SERVICE AND POLLING CENTERS THAN ARE REQUIRED UNDER PARAGRAPH (a) OF THIS SUBSECTION (1) ARE APPROPRIATE FOR ANY ELECTION, A BOARD OF COUNTY COMMISSIONERS MAY VOTE TO REDUCE THE NUMBER OF VOTER SERVICE AND POLLING CENTERS IN THAT ELECTION.".

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		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey floor amendment, (L.108) to HB 13-1303, did pass.

Amend reengrossed bill, page 85, line 11, strike "(6)" and substitute "(6); and **add** (4.2)".

Page 91, after line 1 insert:

"(4.2) IF ANY PERSON MAELS OR DELIVERS ANOTHER PERSON'S MAIL BALLOT PURSUANT TO SUB-SUBPARAGRAPH (B) OF SUBPARAGRAPH (I) OF PARAGRAPH (b) OF SUBSECTION (4) OF THIS SECTION, HE OR SHE SHALL PROVIDE HIS OR HER NAME, ADDRESS OF RESIDENCE, AND SIGNATURE ON THE RETURN ENVELOPE CONTAINING THAT MAIL BALLOT."

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		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey floor amendment, (L.122) to HB 13-1303, did pass.

Amend reengrossed bill, page 26, after line 25 insert:

"(III) PROVIDES VALID IDENTIFICATION, ISSUED BY A FEDERAL, STATE, OR TRIBAL GOVERNMENT, THAT CONTAINS A FULL-FACE PHOTOGRAPH OF THE ELIGIBLE ELECTOR. SUCH IDENTIFICATION INCLUDES A UNITED STATES MILITARY IDENTIFICATION CARD WITH A PHOTOGRAPH OF THE ELIGIBLE ELECTOR, A COLORADO DRIVER'S LICENSE, AN IDENTIFICATION CARD ISSUED BY THE DEPARTMENT OF REVENUE IN ACCORDANCE WITH PART 3 OF ARTICLE 2 OF TITLE 42, C.R.S., AN IDENTIFICATION CARD ISSUED BY A FEDERALLY RECOGNIZED TRIBAL GOVERNMENT CERTIFYING TRIBAL MEMBERSHIP, AND OTHER SUCH DOCUMENTATION AS SET FORTH BY RULE PROMULGATED BY THE SECRETARY OF STATE."

Renumber succeeding subparagraphs accordingly.

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

YES	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		

Senator Brophy moved to amend the Report of the Committee of the Whole to show that the following amendment to HB 13-1303 did pass.

Amend reengrossed bill, page 5, line 18, after "**repeal**", insert "(19.5) (a) (VII), and".

Page 6, after line 19 insert:

"(19.5) (a) "Identification" means:

(VII) ~~A copy of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the elector;~~".

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		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey floor amendment, (L.113) to HB 13-1303, did pass.

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

**"SECTION 1.** In Colorado Revised Statutes, 1-1-104, **amend** (2), (11), (19.5) (c), and (36) (b); and **add** (9.8) and (45.7) as follows:

**1-1-104. Definitions.** As used in this code, unless the context otherwise requires:

(2) "Ballot box" means the locked and sealed container in which ballots are deposited by eligible electors. The term includes the container in which ballots are transferred from a polling place OR SERVICE CENTER to the office of the designated election official and the transfer case in which electronic ballot cards and paper tapes and the "prom" or any other electronic tabulation device are sealed by election judges for transfer to the central counting center.

(9.8) "DROP-OFF LOCATION" MEANS THE LOCATION ESTABLISHED FOR THE RECEIPT OF MAIL BALLOTS AS SPECIFIED IN SECTION 1-7.5-107 (4.3).

(11) "Election records" includes but is not limited to accounting forms, certificates of registration, pollbooks, certificates of election, signature cards, all affidavits, ~~mail-in voter applications, mail-in~~ MAIL voter lists and records, ~~mail-in~~ MAIL voter return envelopes, voted ballots, unused ballots, spoiled ballots, and replacement ballots.

(19.5) (c) Verification that a voter is a resident of a group residential facility, as defined in subsection (18.5) of this section, shall be considered sufficient identification. ~~for the purposes of section 1-7-110 (1).~~

(36) "Registration book" means the original elector registration records for each county retained and stored by one of the following methods:

(b) On film and computer with access to the registration records available both alphabetically and by precinct. The system shall have the capability to print out active and inactive registration records, to retain the voting history for each active and inactive registration by surname, and to film completed voter signature forms by precinct for each election. Computer lists of registration records shall be furnished for use at the precinct polling places on election days OR SERVICE CENTERS FOR MAIL BALLOT ELECTIONS.

(45.7) "SERVICE CENTER" MEANS THE PLACE ESTABLISHED FOR PROVIDING CERTAIN SERVICES, AS SPECIFIED IN SECTION 1-7.5-107, TO ELECTORS DURING MAIL BALLOT ELECTIONS CONDUCTED IN ACCORDANCE WITH ARTICLE 7.5 OF THIS TITLE.

**SECTION 2.** In Colorado Revised Statutes, 1-2-102, **amend** (1) (e) as follows:

**1-2-102. Rules for determining residence.** (1) The following rules shall be used to determine the residence of a person intending to register or to vote in any precinct in this state and shall be used by election judges in challenge procedures:

(e) If a person moves to any other state with the intention of making it a permanent residence, that person shall be considered to have lost Colorado residence after thirty days' absence from this state unless the person has evidenced an intent to retain a residence in this state by a self-affirmation executed pursuant to ~~section 1-8-114~~ SECTION 1-7.5-107.

**SECTION 3.** In Colorado Revised Statutes, 1-2-202.5, **amend** (1) (a), (2), (4) (c), (4) (d), (6), (7) (b), and (7) (c) as follows:

**1-2-202.5. On-line voter registration - on-line changes in elector information.** (1) (a) An elector may register to vote, and a registered elector may change his or her residence on the registration record OR change or withdraw his or her affiliation, ~~apply for permanent mail-in ballot status, or amend his or her existing mail-in ballot status,~~ by completing an electronic form on the official web site of the secretary of state if the elector's signature is stored in digital form in the database systems maintained by the department of state pursuant to section 1-2-301 (1) or accessible to the department of state in accordance with the requirements of sections 1-2-302 (6) and 42-1-211 (1.5), C.R.S.

(2) No later than April 1, 2010, the secretary of state shall make available on the secretary of state's official web site electronic forms for persons to apply to register to vote and for a registered elector to change his or her residence OR change or withdraw his or her affiliation. ~~apply for permanent mail-in ballot status, or amend his or her existing mail-in ballot status.~~

(4) (c) ~~The electronic form for a registered elector to apply for permanent mail-in ballot status shall meet the requirements of section 1-8-104.5 (1).~~

(d) In addition to any other requirements of this section, in order for a registered elector to access the electronic form to change his or her residence OR change or withdraw his or her affiliation, ~~apply for permanent mail-in ballot status, or amend his or her existing mail-in ballot status,~~ the registered elector shall submit his or her birth date and the last four digits of his or her social security number.

(6) The county clerk and recorder shall determine if the information submitted on the electronic form is complete prior to

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approving a new registration or approving an elector's change in residence OR change in or withdrawal of his or her affiliation. ~~or change to permanent mail-in ballot status.~~

(7) (b) When a registered elector completes an electronic form to change his or her residence OR change or withdraw his or her affiliation, ~~or apply for permanent mail-in ballot status,~~ the county clerk and recorder shall search for the registered elector's signature in the database systems specified in subsection (1) of this section. In the case of a change in residence, the county clerk and recorder shall also send a nonforwardable postcard to the registered elector at his or her old address of record, by regular mail, giving notice to the registered elector that a change in residence form has been submitted by the registered elector and asking the registered elector to contact the county clerk and recorder within ten calendar days of receiving the postcard if it is not the registered elector's intent to change his or her address of record. If the signature is found and, in the case of a change in residence, if the registered elector has not timely contacted the county clerk and recorder pursuant to this paragraph (b), the county clerk and recorder shall approve the change in status pursuant to subsection (6) of this section and shall make the changes indicated on the electronic form in the computerized statewide voter registration list maintained by the secretary of state pursuant to section 1-2-301 (1).

(c) A voter registration, change of residence, OR change or withdrawal of affiliation ~~or application for permanent mail-in ballot status~~ made in accordance with this section shall apply to an election if the elector completes the electronic form no later than twenty-nine days before the election.

**SECTION 4.** In Colorado Revised Statutes, 1-2-204, **amend** (4) (a) (II) as follows:

**1-2-204. Questions answered by elector - rules.** (4) (a) In the event that the registration record of a registered elector does not contain the last four digits of the elector's social security number, the county clerk and recorder shall request the elector to provide either the last four digits of the elector's social security number or the elector's full social security number if the elector wishes to state such number. Such a request may be made of the registered elector by the county clerk and recorder:

(II) At the registered elector's polling place OR SERVICE CENTER on the day of the election;

**SECTION 5.** In Colorado Revised Statutes, 1-2-216, **amend** (4) (a) and (4) (c) as follows:

**1-2-216. Change of residence.** (4) (a) For the twenty-eight days before and on the day of any election, any eligible elector, by appearing in person at the office of the clerk and recorder of the county in which the elector resides OR AT ANY SERVICE CENTER IN THE COUNTY IN WHICH THE ELECTOR RESIDES, or by submitting by mail a change of address form that is received by the county clerk and recorder no later than the close of business on the seventh day before any election, may complete a change of address form stating, under penalty of perjury, that the elector moved no later than the thirtieth day before the election and that, on the day of the election, the elector will have lived at the new address in the new precinct for at least thirty days. Upon the receipt of the request, the county clerk and recorder shall verify the registration of the elector and, upon verification, if the elector does not choose to vote at the time the request is verified, shall issue or authorize a certificate of registration showing the information required in section 1-2-215 plus the change of address; except that the county shall only be required to issue or authorize a certificate of registration in accordance with the provisions of this paragraph (a) where it has printed its pollbooks.

(c) If the request is received by the county clerk and recorder ~~on or after the time early voting has begun~~ AFTER MAIL BALLOTS HAVE BEEN DELIVERED, the elector may vote at the time the change of address request is received. The elector may also vote by ~~mail-in~~ MAIL ballot if the ballots have been prepared. If the request is received on the election day, the elector may, at the discretion of the county clerk and recorder, vote in the office of the county clerk and recorder rather than voting in AT THE POLLING PLACE OR SERVICE CENTER FOR the precinct where the new address is located.

**SECTION 6.** In Colorado Revised Statutes, 1-2-217, **amend** (1)as follows:

**1-2-217. Change in residence after close of registration.**

(1) Notwithstanding the provisions of subsection (2) of this section and sections 1-2-101 and 1-2-102, an elector who moves from the precinct where registered during the twenty-nine days before any election shall be permitted to cast a ballot at the election ~~by one of the following methods:~~ at the polling place OR SERVICE CENTER for the precinct where registered ~~by a mail-in ballot, or by early voting~~ OR BY MAIL BALLOT.

**SECTION 7.** In Colorado Revised Statutes, 1-2-218, **amend** (1) as follows:

**1-2-218. Change of name.** (1) Any eligible elector who has been registered in the county and who subsequently has had a name change by reason of marriage, divorce, or other legal means may have his or her name changed on the registration book by appearing before the county clerk and recorder by submitting the change on forms prescribed by the secretary of state or in the form of a personal letter at any time during which registration is permitted or on election day by an election judge on forms prescribed by the secretary of state and supplied to each polling place OR SERVICE CENTER by the county clerk and recorder.

**SECTION 8.** In Colorado Revised Statutes, 1-2-301, **amend** (4) (a) (II) as follows:

**1-2-301. Centralized statewide registration system - secretary of state to maintain computerized statewide voter registration list - county computer records - agreement to match information.**

(4) (a) (II) The centralized statewide registration system shall enable county clerk and recorders to maintain voter registration information and shall include such additional capabilities as may be necessary or desirable to enable county clerk and recorders and the secretary of state to carry out their responsibilities related to the conduct of elections. Such additional capabilities may include but need not be limited to the preparation of ballots, the identification of voting districts for each address, access by county clerk and recorders to the master list of registered electors and, on or after January 1, 2006, the computerized statewide voter registration list maintained pursuant to this section and section 1-2-302, the management of ~~mail-in and~~ mail ballots, the preparation of official abstracts of votes cast, the transmission of voting data from county clerk and recorders to the secretary of state, and reporting of voting results on election night. County clerk and recorders shall have access to the digitized signatures of electors in the centralized statewide registration system for the purpose of comparing an elector's signature in the system with the signature on the return envelope of a ~~mail-in ballot or~~ mail ballot, including by using a signature verification device in accordance with ~~sections 1-7.5-107.3 (5) and 1-8-114.5 (5)~~ SECTION 1-7.5-107.3 (5).

**SECTION 9.** In Colorado Revised Statutes, 1-2-302, **amend** (8) as follows:

**1-2-302. Maintenance of computerized statewide voter registration list - confidentiality.** (8) The secretary of state shall provide adequate technological security measures to prevent unauthorized access to the computerized statewide voter registration list. The secretary of state, the department of revenue, and the clerk and recorders shall not sell, disclose, or otherwise release a social security number, a driver's license or a state-issued identification number, or the unique identification number assigned by the secretary of state to the voter pursuant to section 1-2-204 (2.5) or electronic copies of signatures created, transferred, or maintained pursuant to this section ~~part 1 of article 8 of this title;~~ or section 42-1-211, C.R.S., to any individual other than the elector who created such signature absent such elector's consent; except that nothing in this subsection (8) shall prohibit the sale, disclosure, or release of an electronic copy of such signature for use by any other public entity in carrying out its functions, or the sale, disclosure, or release of a photocopied or microfilmed image of an elector's signature.

**SECTION 10.** In Colorado Revised Statutes, 1-2-305, **amend** (1) as follows:

**1-2-305. Postelection procedures - voting history - definitions.**

(1) Not later than sixty days after a state election, the secretary of state

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shall generate a list of electors showing who voted and who did not vote in the election. The list shall be drawn from the statewide voter registration database. For electors who voted, the list shall show such elector's method of voting, whether by ~~early voting, mail-in ballot,~~ mail ballot, polling place OR SERVICE CENTER voting, or otherwise.

**SECTION 11.** In Colorado Revised Statutes, 1-2-501, **amend** (1) (e) and (1.5) (b) as follows:

**1-2-501. Form for mail and agency registration - procedures for registration by mail for first-time electors - additional identifying information to be provided by first-time registrants.** (1) The secretary of state, in consultation with the federal election assistance commission, shall develop an application form that may be used for mail voter registration, voter registration at voter registration agencies, and voter change of address. The form developed shall:

(e) ~~Include the question, "Do you wish to be designated as a permanent mail-in voter?" and boxes for the applicant to indicate whether the applicant does or does not wish such designation. An elector who requests designation as a permanent mail-in voter that meets the requirements of section 1-8-104.5 shall be added to the list of permanent mail-in voters maintained pursuant to section 1-8-108.~~

(1.5) An elector who submits a voter registration form by mail and has not previously voted in the county, or in the state if the statewide voter registration system required by section 1-2-301 is operating, shall:

(b) Submit a copy of identification as defined in section 1-1-104 (19.5) with the elector's mail ballot in accordance with section 1-7.5-107 (3.5). ~~or with the elector's mail-in ballot in accordance with section 1-8-113 (3).~~

**SECTION 12.** In Colorado Revised Statutes, 1-2-605, **amend** (1) (a), (4) (c), (5), and (10) as follows:

**1-2-605. Canceling registration - voter information card.** (1) (a) (I) Communication by mail from the county clerk and recorder to the registered ~~eligible~~ electors of a county shall be in the form of a voter information card, including but not limited to the elector's name, ~~and~~ address, AND precinct number, ~~and polling place,~~ which shall be mailed to the elector's address of record unless the elector has requested that the card be sent to his or her deliverable mailing address pursuant to section 1-2-204 (2) (k). The county clerk and recorder shall send a voter information card by forwardable mail to each active registered ~~eligible~~ elector of the county, as defined in ~~section 1-1-104 (16)~~ SECTION 1-1-104 (35), and by nonforwardable mail to each inactive registered ~~eligible~~ elector, except an elector whose previous communication from the county clerk and recorder was returned by the United States postal service as undeliverable or an elector whose registration record was marked "Inactive" by the county clerk and recorder pursuant to subsection (2) of this section before the general election of 2006.

(II) ~~The voter information card shall inform the elector of whether he or she is designated as a permanent mail-in voter and shall have a returnable portion that allows the elector to request designation as a permanent mail-in voter pursuant to section 1-8-104.5.~~

(4) Any "Inactive" elector shall be deemed "Active" if:

(c) ~~The elector applies for a mail-in ballot for any election which the county clerk and recorder conducts, regardless of whether or not the ballot is returned; or~~

(5) If a mail ~~or mail-in~~ ballot that was mailed pursuant to the requirements of this article to an elector who has been deemed "Active" is returned to the county clerk and recorder by the United States postal service as undeliverable, the county clerk and recorder shall send to the elector's address of record, unless the elector has requested that such communication be sent to his or her deliverable mailing address pursuant to section 1-2-204 (2) (k), a notice pursuant to section 1-2-509 by forwardable mail and a postage prepaid, preaddressed form by which the elector may verify or correct the address information. If the elector verifies that he or she resides in a county other than the county mailing the mail ~~or mail-in~~ ballot, the county clerk and recorder shall forward the address information to the county clerk and recorder of the county in which the voter resides. If the elector fails to respond, the county clerk and recorder shall mark the registration record of that elector with the

word "Inactive".

(10) During the twenty-eight days prior to an election, if any previously registered elector finds that his or her registration record has been canceled during the prior six years pursuant to this section, the elector shall have the canceled notation deleted and shall be reinstated and given a "Certificate of Reinstatement" if the elector provides proof to the county clerk and recorder that he or she has not moved outside the county since the last three general elections. The "Certificate of Reinstatement" may be issued any time during the twenty-eight days before or on election day, and the elector may then vote at his or her precinct polling place OR SERVICE CENTER or, if authorized by the county clerk and recorder, at the office of the county clerk and recorder. The county clerk and recorder shall not issue a provisional ballot in lieu of or to substitute for a "Certificate of Reinstatement" to an elector who is entitled to receive a "Certificate of Reinstatement" pursuant to this section.

**SECTION 13.** In Colorado Revised Statutes, 1-4-101, **amend** (1) and (2) as follows:

**1-4-101. Primary election nominations made.** (1) Except as provided in section 1-4-104.5, a primary election shall be held ~~at the regular polling places in each precinct~~ on the last Tuesday in June of even-numbered years to nominate candidates of political parties to be voted for at the succeeding general election. Except as provided by section 1-4-1304 (1.5), only a major political party, as defined in section 1-1-104 (22), shall be entitled to nominate candidates in a primary election.

(2) Each political party that is entitled to participate in the primary election shall have a separate party ballot. The primary election of all political parties shall be held at the same time ~~and at the same polling places~~ and shall be conducted by the same election officials.

**SECTION 14.** In Colorado Revised Statutes, **amend** 1-5-102 as follows:

**1-5-102. Establishing precincts and polling places or service centers for nonpartisan elections.** (1) For nonpartisan elections other than coordinated elections, no later than twenty-five days prior to the election, the designated election official, with the approval of the governing body with authority to call elections, shall divide the jurisdiction into as many election precincts as it deems expedient for the convenience of eligible electors of the jurisdiction and shall designate the polling place OR SERVICE CENTER for each precinct. The election precincts shall consist of one or more whole general election precincts wherever practicable, and the designated election official and governing body shall cooperate with the county clerk and recorder and the board of county commissioners of their political subdivisions to accomplish this purpose. Wherever possible, the polling places OR SERVICE CENTERS shall be the same as those designated by the county for partisan elections.

(2) The county clerk and recorder, no later than one hundred twenty days prior to a regular special district election or regular election of any other political subdivision, shall prepare a map of the county showing the location of the polling places OR SERVICE CENTERS and precinct boundaries utilized in the last November election. Copies of the map shall be available for inspection at the office of the county clerk and recorder and for distribution to the designated election official of each political subdivision.

(3) The county clerk and recorder shall maintain a list of owners or contact persons who, to the clerk's knowledge, may grant permission to political subdivisions to use the locations identified on the map for polling places OR SERVICE CENTERS. The clerk shall, upon request of the designated election official of a political subdivision, provide a copy of the list, or a part of the list as requested by the designated election official.

**SECTION 15.** In Colorado Revised Statutes, 1-5-102.5, **amend** (1) as follows:

**1-5-102.5. Establishing polling places or service centers for coordinated elections.** (1) No later than ninety days prior to a coordinated election, the county clerk and recorder, in consultation with the other designated election officials of each political subdivision

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participating in the election, shall assure that one polling place OR SERVICE CENTER be designated to allow an individual elector to vote for all ballot issues, ballot questions, and candidates voted on the same date.

**SECTION 16.** 1-5-105, Colorado Revised Statutes, is amended to read:

**1-5-105. Restrictions.** (1) No election-related activity shall be conducted within one hundred feet of any building in which a polling place, DROP-OFF LOCATION, OR SERVICE CENTER is located except that of the conduct of the election at the polling place, DROP-OFF LOCATION, OR SERVICE CENTER.

(2) No polling place, DROP-OFF LOCATION, OR SERVICE CENTER shall be located in a room in which any intoxicating malt, spirituous, or vinous liquors are being served.

(3) The polling places, DROP-OFF LOCATIONS, AND SERVICE CENTERS shall be in public locations wherever possible. A private location may be used only when no appropriate public location is available.

(4) For purposes of subsection (1) of this section and sections 1-6-119 and 1-13-714, when a polling place, DROP-OFF LOCATION, OR SERVICE CENTER is within A multi-use ~~buildings~~ BUILDING such as a shopping mall or county office building, the "building" shall be considered the room in which ballots are cast, any waiting room or hall where electors wait to vote, as well as a primary corridor where electors walk to an interior polling place, DROP-OFF LOCATION, OR SERVICE CENTER, and the designated exterior door to the multi-use building in which the polling place, DROP-OFF LOCATION, OR SERVICE CENTER is located.

**SECTION 17.** In Colorado Revised Statutes, **amend** 1-5-106 as follows:

**1-5-106. Polling place or service center - designation by sign.** All polling places OR SERVICE CENTERS shall be designated by a sign conspicuously posted at least twelve days before each POLLING PLACE election OR, FOR MAIL BALLOT ELECTIONS, DURING THE PERIOD SERVICE CENTERS ARE OPEN. The sign shall be substantially in the following form: "~~Polling place~~ (POLLING PLACE/SERVICE CENTER) for precinct no. ...." The lettering on the sign and the precinct number shall be black on a white background. The letters and numerals of the title shall be at least four inches in height. In addition, the sign shall state the hours the polling place OR SERVICE CENTER will be open.

**SECTION 18.** In Colorado Revised Statutes, **amend** 1-5-108 as follows:

**1-5-108. Election judges may change polling places or service centers.** (1) If it becomes impossible or impracticable to hold an election because of an emergency at the designated polling place OR SERVICE CENTER, the election judges, after assembling at or as near as practicable to the original designated polling place OR SERVICE CENTER, may move to the nearest convenient place for holding the election and at the newly designated place forthwith proceed with the election. The election judges shall notify the designated election official of the change as soon as possible.

(2) Upon moving to a new polling place OR SERVICE CENTER, the election judges shall display a proclamation of the change at the original polling place OR SERVICE CENTER to notify all electors of the new location for holding the election. The proclamation shall contain a statement explaining the specific nature of the emergency that required the change in the polling place OR SERVICE CENTER and shall provide the street address of the new location.

**SECTION 19.** In Colorado Revised Statutes, 1-5-205, **amend** (1) introductory portion, (1) (b), (1) (c), and (1) (d) as follows:

**1-5-205. Published and posted notice of election.** (1) The designated election official, or the coordinated election official if so provided by an intergovernmental agreement, no later than ~~ten~~ TWENTY-FIVE days before each election, shall provide notice by publication of the election as described by section 1-1-104 (34), which notice shall state, as applicable for the particular election for which notice is provided, the following:

(b) The hours during which the ~~polls will be open on election day~~

~~and for early voting~~ POLLING PLACES, DROP-OFF LOCATIONS, AND SERVICE CENTERS WILL BE OPEN;

~~(c) The address of the walk-in location and hours during which the walk-in location for the delivery of mail ballots and receipt of replacement ballots will be open~~ ADDRESSES OF THE POLLING PLACES OR DROP-OFF LOCATIONS AND SERVICE CENTERS;

~~(d) The address of the location for application and the return of mail-in ballots and the hours during which the office will be open;~~

**SECTION 20.** In Colorado Revised Statutes, **amend** 1-5-206 as follows:

**1-5-206. Postcard notice - reimbursement of mailing cost.**

(1) ~~(a)~~ No later than twenty-five days before ~~the~~ A general election or a special legislative election, the county clerk and recorder shall mail a voter information card concerning the ~~general election or special legislative~~ election by forwardable mail to each active registered eligible elector of the county, as defined in section 1-1-104 (16), and by nonforwardable mail to each inactive registered eligible elector, except an elector whose previous communication from the county clerk and recorder was returned by the United States postal service as undeliverable or an elector whose registration record was marked "Inactive" by the county clerk and recorder pursuant to section 1-2-605 (2) before the general election of 2006.

~~(b)~~ (2) As used in this section, unless the context otherwise requires, "voter information card" means written communication in the form of a card or letter that is mailed to the elector's address of record, unless the elector has requested that such communication be sent to the elector's deliverable mailing address pursuant to section 1-2-204 (2) (k), and shall contain the eligible elector's name and address, precinct number, polling location for the election, ~~a returnable portion that allows the elector to request designation as a permanent mail-in voter pursuant to section 1-8-104.5,~~ and any other information the designated election official deems applicable.

~~(2)~~ ~~(a)~~ (3) No later than ~~fifteen~~ TWENTY-FIVE days before a nonpartisan election and in addition to the publication required by section 1-5-205, the designated election official or coordinated election official may mail to each household where one or more active eligible electors reside a voter information card. The information on the voter information card may be included with the ballot issue notice.

~~(a.5) and (b) (Deleted by amendment, L. 2002, p. 1629, § 6, effective June 7, 2002.)~~

~~(3) and (4) (Deleted by amendment, L. 94, p. 1158, § 25, effective July 1, 1994.)~~

~~(5) Repealed.~~

**SECTION 21.** In Colorado Revised Statutes, 1-5-208, **amend** (6) as follows:

**1-5-208. Election may be canceled - when.** (6) The governing body shall provide notice by publication of the cancellation of the election. A copy of the notice shall be posted at each polling place OR SERVICE CENTER of the political subdivision, in the office of the designated election official, and in the office of the clerk and recorder for each county in which the political subdivision is located and, for special districts, a copy of the notice shall be filed in the office of the division of local government. The governing body shall also notify the candidates that the election was canceled and that they were elected by acclamation.

**SECTION 22.** In Colorado Revised Statutes, 1-5-301, **amend** (1) as follows:

**1-5-301. Registration record for partisan elections.** (1) The original registration records shall be retained in the office of the county clerk and recorder and may be provided for use by election judges at precinct polling places OR SERVICE CENTERS in primary, general, and congressional vacancy elections.

**SECTION 23.** In Colorado Revised Statutes, **amend** 1-5-401 as follows:

**1-5-401. Method of voting.** The method of voting SHALL BE BY MAIL BALLOT for all GENERAL, PRIMARY, CONGRESSIONAL VACANCY, ODD-YEAR, AND RECALL elections CONDUCTED ON OR AFTER JULY 1, 2011, AND FOR ANY ELECTION IN WHICH THE GOVERNING BODY OF A

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POLITICAL SUBDIVISION OTHER THAN A COUNTY DETERMINES THAT AN ELECTION SHALL BE BY MAIL BALLOT; EXCEPT THAT VOTES CAST AT SERVICE CENTERS UPON THE SURRENDER OF A MAIL BALLOT may be by paper ballots or by electronic or electromechanical voting systems.

**SECTION 24.** In Colorado Revised Statutes, 1-5-408, **amend** (3) and (4) as follows:

**1-5-408. Form of ballots - electronic voting.** (3) Polling places OR SERVICE CENTERS that use electromechanical voting systems may use ballot cards of different colors to ensure that electors receive a full ballot. Such polling places OR SERVICE CENTERS may also use ballot cards of different colors for each party at primary elections.

~~(4) In polling places using electromechanical voting systems, each ballot card may have two stubs attached. Stubs shall be separated from the ballot card and from each other by perforated lines or other means of removal approved by the designated election official so that they may be readily detached. Stubs shall have the serial ballot number printed on them. The size of the ballot stubs and the spacing of the printed material may be varied to suit the conditions imposed by the use of the ballot cards. The ballot stub may also include color marking or wording to indicate that the stub must show when the ballot is voted and placed in the privacy envelope for deposit in the ballot box. The face of the ballot card shall include the endorsement "Official ballot for .....", and after the word "for" shall follow the designation of the precinct, if appropriate, and the political subdivision for which the ballot is prepared, the date of the election, and a facsimile of the signature of the designated election official.~~

**SECTION 25.** In Colorado Revised Statutes, **amend** 1-5-410 as follows:

**1-5-410. Printing and distribution of ballots - applicability.**

(1) In political subdivisions using paper ballots or electronic ballot cards, the designated election official shall have a sufficient number of ballots printed and distributed to the election judges in the respective precincts POLLING PLACES OR SERVICE CENTERS. The ballots shall be sent in one or more sealed packages for each precinct with marks on the outside of each clearly stating the precinct and polling place OR SERVICE CENTER for which it is intended, together with the beginning and ending sequence number of the ballots enclosed. The packages shall be delivered on any day on which a judges' school of instruction is held or by 8 p.m. on the Monday before election day. Receipts for ballots thus delivered shall be given by the election judges who receive the ballots. The receipts shall be filed with the designated election official, who shall also keep a record of the time when and the manner in which each of the packages was delivered. The election judges receiving the packages shall produce them, with the seals unbroken, in the proper polling place OR SERVICE CENTER at the ~~opening of the polls on election day~~ BEGINNING OF THE PERIOD DURING WHICH MAIL BALLOTS MAY BE RETURNED and, in the presence of all election judges, shall open the packages.

(2) THIS SECTION SHALL NOT APPLY TO ANY ELECTION IN WHICH A BALLOT-ON-DEMAND SYSTEM IS USED.

**SECTION 26.** In Colorado Revised Statutes, **amend** 1-5-501 as follows:

**1-5-501. Sufficient voting booths, voting machines, or electronic voting equipment.** (1) At all elections in political subdivisions ~~which~~ THAT use paper ballots, the governing body shall provide in each polling place OR SERVICE CENTER a sufficient number of voting booths. Each voting booth shall be situated so as to permit eligible electors to prepare their ballots screened from observation and shall be furnished with supplies and conveniences necessary for voting.

(2) ~~(a)~~ At all elections in political subdivisions that use electronic or electromechanical voting systems, the designated election official shall supply each precinct POLLING PLACE OR SERVICE CENTER with sufficient voting equipment.

~~(b) At general elections in counties that use electronic or electromechanical voting systems, the county clerk and recorder shall supply each precinct with one voting booth for each four hundred active registered electors or fraction thereof.~~

**SECTION 27.** In Colorado Revised Statutes, **amend** 1-5-502 as

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follows:

**1-5-502. Ballot boxes for nonmachine voting.** The governing body of each political subdivision using paper ballots or an electronic vote counting system EQUIPMENT shall provide at least one ballot box for each polling place OR SERVICE CENTER. For elections which THAT have both receiving and counting judges, the governing body shall provide no less than one ballot box for each set of receiving judges and one ballot box for each set of counting judges at each place of voting. The ballot boxes shall be strongly constructed so as to prevent tampering, with a small opening at the top and with a lid to be locked. The ballot boxes and keys shall be kept by the designated election official and delivered to the election judges no later than the day preceding any election, OR, FOR A MAIL BALLOT ELECTION, THE DAY PRECEDING THE PERIOD DURING WHICH MAIL BALLOTS MAY BE RETURNED, to be returned as provided in section 1-6-109.5.

**SECTION 28.** In Colorado Revised Statutes, amend 1-5-503 as follows:

**1-5-503. Arrangement of voting equipment or voting booths and ballot boxes.** The voting equipment or voting booths and the ballot box shall be situated in the polling place OR SERVICE CENTER so as to be in plain view of the election officials and watchers. No person other than the election officials and those admitted for the purpose of voting shall be permitted within the immediate voting area, which shall be considered as within six feet of the voting equipment or voting booths and the ballot box, except by authority of the election judges or the designated election official, and then only when necessary to keep order and enforce the law.

**SECTION 29.** In Colorado Revised Statutes, 1-5-504, amend (1) introductory portion as follows:

**1-5-504. Instruction cards.** (1) The designated election official of each political subdivision shall furnish to the election judges a sufficient number of instruction cards for the guidance of eligible electors in preparing their ballots. The election judges shall post at least one of the cards in each polling place upon the day of the election OR IN EACH SERVICE CENTER ON THE FIRST DAY THAT MAIL BALLOTS MAY BE RETURNED. The cards shall be printed in large, clear type and shall contain full instructions to the eligible electors as to what should be done:

**SECTION 30.** In Colorado Revised Statutes, 1-5-504.5, amend (1) introductory portion, (1) (a) and (1) (b), as follows:

**1-5-504.5. Items to be posted at the polling place on or before election day.** (1) The following items shall be posted at each polling place on or before election day OR AT EACH SERVICE CENTER DURING THE PERIOD FOR WHICH ELECTORS MAY RETURN A MAIL BALLOT OR SURRENDER A MAIL BALLOT AND CAST A VOTE AT THE SERVICE CENTER:

(a) A polling place OR SERVICE CENTER sign visible from the outside of the closest entrance to the polling place OR SERVICE CENTER pursuant to section 1-5-106;

(b) A sign notifying persons outside and inside of the polling place OR SERVICE CENTER that no electioneering is permitted within one hundred feet of the polling place OR SERVICE CENTER pursuant to section 1-13-714;

**SECTION 31.** In Colorado Revised Statutes, 1-5-612, amend (1) as follows:

**1-5-612. Use of electronic and electromechanical voting systems.** (1) The governing body of any political subdivision may, upon consultation with the designated election official, adopt an electronic or electromechanical voting system, including any upgrade in hardware, firmware, or software, for use at the polling places OR SERVICE CENTERS in the political subdivision. The system may be used for recording, counting, and tabulating votes at all elections held by the political subdivision.

**SECTION 32.** In Colorado Revised Statutes, amend 1-5-701 as follows:

**1-5-701. Legislative declaration - federal funds.** (1) The general assembly hereby finds and declares that:

(a) It is the intent of the general assembly that all state requirements should meet or exceed the minimum federal requirements

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for accessibility of voting systems and polling places OR SERVICE CENTERS to persons with disabilities.

(b) All state laws, rules, standards, and codes governing voting systems and polling place OR SERVICE CENTER accessibility shall be maintained to ensure that the state is eligible for federal funds.

**SECTION 33.** In Colorado Revised Statutes, **amend** 1-5-703 as follows:

**1-5-703. Accessibility of polling places or service centers to persons with disabilities.** (1) Each polling place OR SERVICE CENTER shall be made accessible to persons with disabilities by complying with the following standards of accessibility:

(a) Doors, entrances, and exits used to enter or exit the polling place OR SERVICE CENTER shall have a minimum width of thirty-two inches.

(b) Any curb adjacent to the main entrance to a polling place OR SERVICE CENTER shall have curb cuts or temporary ramps.

(c) Any steps necessarily used to enter the polling place OR SERVICE CENTER shall have a temporary handrail and ramp with edge protection.

(d) At the polling place OR SERVICE CENTER, no barrier shall impede the path of electors with disabilities to the voting booth.

(2) Emergency polling places OR SERVICE CENTERS are exempt from compliance with this section.

(3) Except as otherwise provided in subsection (2) of this section, a designated election official shall only select as polling places OR SERVICE CENTERS sites that meet the standards of accessibility set forth in subsection (1) of this section.

(4) Before selecting polling places OR SERVICE CENTERS, the designated election official shall submit to the secretary of state an accessibility survey in the form prescribed by the secretary of state identifying the criteria for selecting accessible polling places AND SERVICE CENTERS and applying the criteria to proposed polling places OR SERVICE CENTERS.

**SECTION 34.** In Colorado Revised Statutes, 1-5-704, **amend** (1) (f) as follows:

**1-5-704. Standards for accessible voting systems.** (1) Notwithstanding any other provision of this article, each voting system certified by the secretary of state for use in local, state, and federal elections shall have the capability to accept accessible voter interface devices in the voting system configuration to allow the voting system to meet the following minimum standards:

(f) Any voting system that requires any visual perception shall allow the font size as it appears to the voter to be set from a minimum of fourteen points to a maximum of twenty-four points before the voting system is delivered to the polling place OR SERVICE CENTER.

**SECTION 35.** In Colorado Revised Statutes, **amend** 1-5-705 as follows:

**1-5-705. Accessible voter interface devices - minimum requirement.** (†) A voting system shall include at least one direct recording electronic voting system specially equipped for individuals with disabilities or other accessible voter interface device installed at each polling place OR SERVICE CENTER that meets the requirements of this section.

~~(2) Repealed.~~

**SECTION 36.** In Colorado Revised Statutes, 1-6-101, **add** (1.5) as follows:

**1-6-101. Definitions - applicability of article - qualifications for election judges - student election judges - legislative declaration.**

(1.5) THIS ARTICLE APPLIES ONLY TO POLLING PLACE ELECTIONS THAT ARE CONDUCTED BY A MUNICIPALITY OR SPECIAL DISTRICT OR BY A CATEGORY V OR CATEGORY VI COUNTY, AS SPECIFIED IN SECTION 30-2-102 (1), C.R.S., THAT HAS OPTED OUT OF A MAIL BALLOT ELECTION PURSUANT TO SECTION 1-7.5-117.

**SECTION 37.** In Colorado Revised Statutes, 1-7-101, **amend** (1) as follows:

**1-7-101. Hours of voting.** (1) All polls shall be opened continuously from 7 a.m. until 7 p.m. of each election day. If a full set of

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election judges is not present at the hour of 7 a.m. and it is necessary for judges to be appointed to conduct the election as provided in section 1-6-113 (2), the election may commence when two judges who are not of the same political affiliation for partisan elections are present at any hour before the time for closing the polls. The polls shall remain open after 7 p.m. until every eligible elector who was at the polling place OR SERVICE CENTER at or before 7 p.m. has been allowed to vote. Any person arriving after 7 p.m. shall not be entitled to vote.

**SECTION 38.** In Colorado Revised Statutes, 1-7-103, **amend** (3), (4), and (5) (b) as follows:

**1-7-103. No voting unless eligible - first-time voters casting a ballot in person after having registered by mail to vote.** (3) The election judges, or any one of them, shall promptly contact the county clerk and recorder or the county assessor for the verbal verification so that every eligible elector present at the polling place OR SERVICE CENTER is allowed to vote. Notation of verbal verification of registration or property ownership shall be made in the records of the election judges and in the records of the county clerk and recorder and assessor. All certificates of registration shall be surrendered to the election judges and returned to the designated election official with other election records and supplies.

(4) The self-affirming oath or affirmation provided in section 32-1-806 (2), C.R.S., if applicable to the election, may be accepted by an election judge in place of the oath and certificate or verbal verification required by subsection (2) of this section so that every eligible elector present at the polling place OR SERVICE CENTER is allowed to vote.

(5) (b) Any person who matches either of the descriptions specified in subparagraph (I) or (II) of paragraph (a) of this subsection (5) and intends to cast his or her ballot in person shall present to the appropriate election official at the polling place OR SERVICE CENTER identification within the meaning of section 1-1-104 (19.5).

**SECTION 39.** In Colorado Revised Statutes, **amend** 1-7-104 as follows:

**1-7-104. Affidavits of eligibility.** (†) In any election where the list of registered electors and property owners is not divided by precinct, where an eligible elector may vote at any polling place OR SERVICE CENTER in a political subdivision, or where an elector's name is not on the list of registered electors or property owners, an affidavit signed by the eligible elector stating that the elector has not previously voted in the election may be required prior to allowing the elector to cast a ballot.

~~(2) (Deleted by amendment, L. 96, p. 1745, § 40, effective July 1, 1996.)~~

**SECTION 40.** In Colorado Revised Statutes, **amend** 1-7-106 as follows:

**1-7-106. Watchers at general and congressional vacancy elections.** Each participating political party or issue committee whose candidate or issue is on the ballot, and each unaffiliated and write-in candidate whose name is on the ballot for a general or congressional vacancy election, shall be entitled to have no more than one watcher at any one time in each precinct polling place, DROP-OFF LOCATION, OR SERVICE CENTER in the county and at each place where votes are counted in accordance with this article. The chairperson of the county central committee of each major political party, the county chairperson or other authorized official of each minor political party, the issue committee, or the write-in or unaffiliated candidate shall certify the names of one or more persons selected as watchers on forms provided by the county clerk and recorder and submit the names of the persons selected as watchers to the county clerk and recorder. To the extent possible, the chairperson, authorized official, issue committee, or candidate shall submit the names by the close of business on the Friday immediately preceding the election OR DURING THE TIME THE SERVICE CENTER OR DROP-OFF LOCATION IS OPEN. The watchers shall surrender the certificates to the election judges at the time they enter ARRIVE AT the polling place, DROP-OFF LOCATION, OR SERVICE CENTER and are sworn by the judges. This section shall not prevent party candidates or county party officers from visiting polling places, DROP-OFF LOCATIONS, OR SERVICE CENTERS to observe the progress of voting in the precincts.

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**SECTION 41.** In Colorado Revised Statutes, **amend** 1-7-107 as follows:

**1-7-107. Watchers at nonpartisan elections.** Candidates for office in nonpartisan elections, and proponents and opponents of a ballot issue, are each entitled to appoint one person to act as a watcher ~~in every~~ AT EACH polling place, DROP-OFF LOCATION, OR SERVICE CENTER in which they are a candidate or in which the issue is on the ballot. The candidates or proponents and opponents shall certify the names of persons so appointed to the designated election official on forms provided by the official and submit the names of the persons selected as watchers to the county clerk and recorder. To the extent possible, the candidate, proponent, or opponent shall submit the names by the close of business on the Friday immediately preceding the election OR DURING THE TIME THE SERVICE CENTER OR DROP-OFF LOCATION IS OPEN.

**SECTION 42.** In Colorado Revised Statutes, 1-7-111, **amend** (2) and (3) as follows:

**1-7-111. Disabled registered elector - assistance.** (2) Notwithstanding the provisions of ~~sections 1-8-115 and 1-8-302~~ SECTIONS 1-7.5-114 AND 1-7.5-202, in every political subdivision, ~~physically disabled~~ eligible electors WITH A PHYSICAL DISABILITY shall be allowed to vote at the ~~mail-in voters' polling place~~ SERVICE CENTER on election day. More than one ~~mail-in voters' polling place~~ SERVICE CENTER may be established in a county for the purposes of this subsection (2). Prior to voting, if possible, the ~~disabled~~ eligible elector WITH A DISABILITY intending to vote at the ~~mail-in voters' polling place~~ SERVICE CENTER on election day shall complete the following self-affirmation form. If the ~~disabled~~ elector WITH A DISABILITY cannot read or write, or is unable to sign his or her name, the election official or person assisting the elector shall read the form aloud to the elector, and, upon the affirmation of the elector, will mark that the elector requesting assistance has affirmed that the facts on the form are true and correct. If the ~~disabled~~ elector WITH A DISABILITY is able to read and write, he or she shall complete the voter ~~assistance/disabled voter~~ ASSISTANCE/VOTER WITH A DISABILITY self-affirmation form. The form shall provide:

"I, ....., affirm that I am an eligible elector in this political subdivision located in the county of ....., state of Colorado; that I shall vote today at this polling place OR SERVICE CENTER. I further affirm that I have not, nor will I, cast a vote by any other means in this election."

(3) After the voter ~~assistance/disabled voter~~ ASSISTANCE/VOTER WITH A DISABILITY self-affirmation form is completed, a corresponding entry shall be made on the back of the printed list or computer list. If assistance to a ~~disabled~~ AN eligible elector WITH A DISABILITY occurs at the precinct polling place OR SERVICE CENTER, an entry shall be made on the pollbook or list of the name of each eligible elector assisted and the name of each person assisting.

**SECTION 43.** In Colorado Revised Statutes, 1-7-201, **amend** (1) as follows:

**1-7-201. Voting at primary election.** (1) Any registered elector who has declared an affiliation with a political party that is participating in a primary election and who desires to vote for candidates of that party at a primary election shall show identification, as defined in section 1-1-104 (19.5), and write his or her name and address on a form available at the polling place OR SERVICE CENTER and give the form to one of the election judges. ~~who shall clearly and audibly announce the name.~~

**SECTION 44.** In Colorado Revised Statutes, **amend** 1-7-303 as follows:

**1-7-303. Spoiled ballots.** No person shall remove any ballot from the polling place OR SERVICE CENTER before the close of the polls. Any eligible elector who spoils a ballot may obtain others, one at a time, not exceeding three in all, upon returning each spoiled ballot. The spoiled ballots thus returned shall be immediately canceled and shall be preserved and returned to the designated election official. ~~as provided in section 1-7-701.~~

**SECTION 45.** In Colorado Revised Statutes, **amend** 1-7-402 as follows:

**1-7-402. Sample ballots - ballot labels.** (1) The designated election official shall provide each ~~election~~ precinct POLLING PLACE OR

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SERVICE CENTER in which voting machines are to be used with two sample ballots, which shall be arranged in the form of a diagram showing the front of the voting machine as it will appear after the official ballot labels are arranged thereon for voting on election day. The sample ballots may be either in full or reduced size and shall be delivered and submitted for public inspection in the same manner as provided by law for sample ballots used in nonmachine voting.

(2) The designated election official shall also prepare the official ballot for each voting machine and shall place the official ballot on each voting machine to be used in precinct polling places OR SERVICE CENTERS under the election official's supervision and shall deliver the required number of voting machines to each ~~election~~ precinct POLLING PLACE OR SERVICE CENTER no later than the day before the ~~polls~~ POLLING PLACE OR SERVICE CENTER IS TO open.

**SECTION 46.** In Colorado Revised Statutes, **amend** 1-7-406 as follows:

**1-7-406. Close of polls and count - seals.** As soon as the polls are closed, the election judges shall immediately lock and seal each voting machine against further voting, and it shall so remain for a period of thirty days unless otherwise ordered by the court. ~~and except as provided in section 1-7-407.~~ Immediately after each machine is locked and sealed, the election judges shall open the counting compartment and proceed to count the votes. After the total vote for each candidate and ballot issue has been ascertained, the election judges shall record on a certificate the number of votes cast, in numerical figures only, and return it ~~in the manner prescribed by section 1-7-701~~ TO THE DESIGNATED ELECTION OFFICIAL.

**SECTION 47.** In Colorado Revised Statutes, 1-7-503, **amend** (4) as follows:

**1-7-503. Manner of voting.** (4) Notwithstanding any provision of subsection (1) or (2) of this section to the contrary, at a polling place OR SERVICE CENTER at which a ballot marking device, as defined in section 1-5-702 (2.5), is available for accessible voting, the election judge in charge of the ballot box shall deposit every elector's ballot card in the ballot box.

**SECTION 48.** In Colorado Revised Statutes, **amend** 1-7-504 as follows:

**1-7-504. Spoiled ballots or ballot card.** In precincts in which voting is on a ballot or ballot card, no person shall remove any ballot or ballot card from the polling place OR SERVICE CENTER before the close of the polls. Any eligible elector who spoils a ballot or ballot card may successively obtain others, one at a time, not exceeding three in all, upon returning each spoiled ballot or ballot card. The spoiled ballots or ballot cards thus returned shall be immediately canceled and shall be preserved and returned to the designated election official. ~~as provided in section 1-7-701.~~

**SECTION 49.** In Colorado Revised Statutes, 1-7-509, **amend** (1) (b) as follows:

**1-7-509. Electronic and electromechanical vote counting - testing of equipment required.** (1) (b) The designated election official shall conduct at least three tests on all electronic and electromagnetic voting equipment, including a hardware test, a public logic and accuracy test conducted in accordance with subsection (2) of this section, and a postelection test or audit conducted in accordance with rules promulgated by the secretary of state. Each type of ballot, including ~~mail-in, early voting~~ MAIL, provisional, precinct, and audio ballots, shall be tested in accordance with rules promulgated by the secretary of state. The tests shall ensure that the equipment will correctly count the votes cast for all offices and on all ballot questions and ballot issues and that the voting system will accurately count ballots of all types.

**SECTION 50.** In Colorado Revised Statutes, **amend** 1-7-602 as follows:

**1-7-602. Judges to post returns.** At any election at a polling place OR SERVICE CENTER where ~~voting is~~ AN ELECTOR MAY CAST A VOTE by paper ballot, voting machine, or electronic or electromechanical voting system, the election judges shall make an abstract of the count of votes, which abstract shall contain the names of the offices, names of the

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candidates, ballot titles, and submission clauses of all initiated, referred, or other ballot issues voted upon and the number of votes counted for or against each candidate or ballot issue. The abstract shall be posted in a conspicuous place that can be seen from the outside of the polling place OR SERVICE CENTER immediately upon completion of the counting. The abstract may be removed at any time after forty-eight hours following the election. Suitable blanks for the abstract required by this section shall be prepared, printed, and furnished to all election judges at the same time and in the same manner as other election supplies.

**SECTION 51.** In Colorado Revised Statutes, 1-7-905.5, **amend** (1) as follows:

**1-7-905.5. Form of notice.** (1) The ballot issue notice shall begin with the words "All registered voters", regardless of whether the electors of the political subdivision must be registered electors to be eligible to vote in the election, and shall end at the conclusion of the summary of comments. Any information included pursuant to section 1-5-206, information concerning procedure for a mail ballot election, ballot, OR polling place OR SERVICE CENTER, or other information included with the ballot issue notice prior to the words "All registered voters" or after the conclusion of the summary of comments shall not be deemed to be part of the ballot issue notice.

**SECTION 52.** In Colorado Revised Statutes, 1-7-1003, **amend** (5) (a), (6), and (7) (a) (II) as follows:

**1-7-1003. Conduct of elections using ranked voting methods - instant runoff voting - choice voting or proportional voting - reports.** (5) (a) In an election conducted using a ranked voting method, an explanation of ranked voting and instructions for electors in the form approved by the secretary of state by rule shall be posted at each polling place OR SERVICE CENTER and included with each ~~mail-in~~ MAIL ballot.

(6) In an election using a ranked voting method, the election judges shall not count votes at the polling place OR SERVICE CENTER but shall deliver all ballots cast in the election to the canvass board, which shall count the votes in accordance with this section and the rules adopted by the secretary of state pursuant to section 1-7-1004 (1).

(7) (a) For an election conducted using a ranked voting method, the designated election official shall issue the following reports:

(II) A ballot image report listing for each ballot the order in which the elector ranked the candidates, the precinct of the ballot, and whether the ballot is a ~~mail-in~~ MAIL ballot; and

**SECTION 53.** In Colorado Revised Statutes, 1-7.5-103, **amend** (4) as follows:

**1-7.5-103. Definitions.** As used in this article, unless the context otherwise requires:

(4) "Mail ballot election" means an election for which eligible electors RECEIVE BALLOTS BY MAIL AND may cast ~~ballots~~ A BALLOT by mail ~~and in accordance with this article in a primary election or an election that involves only nonpartisan candidates or ballot questions or ballot issues~~ OR MAY SURRENDER THE MAIL BALLOT AND CAST A BALLOT AT THE SERVICE CENTER.

**SECTION 54.** In Colorado Revised Statutes, **add with relocated provisions** 1-7.5-103.3 and 1-7.5-103.5 as follows:

**1-7.5-103.3. [Formerly 1-8-103] Effect of "Uniformed and Overseas Citizens Absentee Voting Act" - emergency authority of secretary of state.** (1) In the event of any conflict between this ~~part~~ ARTICLE and any provisions of the federal "Uniformed and Overseas Citizens Absentee Voting Act", 42 U.S.C. sec. 1973ff et seq., OR THE "MILITARY AND OVERSEAS VOTER EMPOWERMENT ACT", PUB.L. 111-84, the provisions of the federal ~~act~~ ACTS shall control, and all designated election officials who are charged with the performance of duties under this code shall perform the duties and discharge the obligations placed upon them by the federal ~~act~~ ACTS.

(2) If a national or local emergency arises ~~which~~ THAT makes substantial compliance with the provisions of this ~~part~~ ARTICLE impossible or unreasonable, such as when congress has declared a national emergency or the president has ordered into active military service of the United States any units and members of the National Guard of this state, the secretary of state may prescribe, by emergency orders or

rules, such special procedures or requirements as may be necessary to facilitate absentee voting by those members of the military or military support personnel directly affected by the emergency.

**1-7.5-103.5. [Formerly 1-8-103.5] Voting by persons residing overseas and military personnel - definitions.** (1) ~~(a) The designated or coordinated election official of a county or other COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL OF A political subdivision that meets the requirements of the rules promulgated by the secretary of state pursuant to subsection (3) of this section shall provide a mail-in MAIL ballot by electronic means NOT LATER THAN FIFTY DAYS BEFORE THE ELECTION to an ANY eligible elector who is an absent uniformed services elector, a nonresident overseas elector, or a resident overseas elector, as defined in section 1-2-208 (2.5), if the elector timely filed a mail-in ballot application with the designated or coordinated election official requesting that the mail-in HAS FILED A REQUEST WITH THE COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL NOT LATER THAN FIFTY DAYS BEFORE THE ELECTION REQUESTING THAT THE MAIL ballot be sent by electronic means.~~

~~(b) A mail-in ballot shall be provided by the same electronic means available under paragraph (a) of this subsection (1) to an absent uniformed services elector serving outside the United States not later than thirty days before the election if the elector:~~

~~(I) Filed a mail-in ballot application or has been placed on the permanent mail-in voter list pursuant to section 1-8-104.5 (2) not later than thirty-five days before such election; and~~

~~(II) Requested that the mail-in ballot be sent by electronic means.~~

~~(1.5) Notwithstanding section 1-8-104 (3), a designated or coordinated election official shall not refuse to accept or process any otherwise valid mail-in ballot submitted by an absent uniformed services elector, as defined in section 1-2-208 (2.5), during a year on the grounds that the elector submitted the application before the first date on which the designated or coordinated election official otherwise accepts or processes such applications for that year.~~

(2) (a) The eligible elector may return the voted ballot to the ~~designated or coordinated~~ COUNTY CLERK AND RECORDER OR DESIGNATED election official by electronic means. The returned ballot shall be counted if it arrives in the office of the ~~designated or coordinated~~ COUNTY CLERK AND RECORDER OR DESIGNATED election official no later than the close of business on the eighth day following the day of the election, so long as the ballot is transmitted by electronic means by 7 p.m. mountain standard time on the day of the election. When the ballot is received, ~~by the designated or coordinated election official;~~ a bipartisan team of judges shall duplicate the ballot, and the ballot shall be counted as all other mail-in MAIL ballots. The judges who duplicate the ballot shall not reveal to any other person how the elector has cast his or her ballot.

(b) The instructions for completing a mail-in MAIL ballot pursuant to this section shall inform the elector that a mail-in MAIL ballot returned by electronic means is not a confidential ballot.

(c) In handling a ballot returned pursuant to this section, all reasonable means shall be taken to ensure that only the judges who receive and duplicate the ballot are aware of information connecting the elector to the returned ballot.

(d) The provisions of ~~sections 1-7.5-107.3 (2) (a) and 1-8-114.5 (2) (a)~~ SECTION 1-7.5-107.3 (2) (a) pertaining to signature verification shall be extended for purposes of signature comparison and verification of absent uniformed services electors serving outside the United States whose ballots are received no later than the close of business on the eighth day following the day of the election, pursuant to paragraph (a) of this subsection (2).

(3) The secretary of state shall prescribe by rule the procedures or requirements necessary to implement the provisions of this section. The rules shall specify the procedures for sending and returning a ballot by electronic means. The rules shall be promulgated in accordance with article 4 of title 24, C.R.S.

(4) For purposes of this section, "electronic means" means facsimile transmission; except that the secretary of state may by rule

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promulgated in accordance with article 4 of title 24, C.R.S., establish procedures by which a uniformed services elector serving outside the United States may receive and return a ballot by electronic mail in circumstances where another more secure voting method is not available or feasible.

**SECTION 55.** In Colorado Revised Statutes, 1-7.5-104, amend (1); and add with relocated provisions (4) as follows:

**1-7.5-104. Mail ballot elections for general and primary elections - optional for political subdivisions other than a county - when voters may vote by mail.** (1) If FOR ALL GENERAL, PRIMARY, ODD-YEAR, RECALL, AND CONGRESSIONAL VACANCY ELECTIONS CONDUCTED ON OR AFTER JULY 1, 2011, AND FOR ANY ELECTION IN WHICH the governing board of any A political subdivision OTHER THAN A COUNTY determines that an election shall be by mail ballot, the COUNTY CLERK AND RECORDER OR designated election official for the political subdivision, AS APPLICABLE, shall conduct any election for the political subdivision THE ELECTION by mail ballot under the supervision of the secretary of state and shall be subject to rules which shall be promulgated by the secretary of state.

**[Formerly 1-8-102]** (4) Any eligible ACTIVE REGISTERED elector AND ANY REGISTERED ELECTOR WHOSE REGISTRATION RECORD HAS BEEN MARKED AS "INACTIVE - FAILED TO VOTE" may vote by mail-in MAIL ballot at any election under the regulations RULES and in the manner provided in this part ARTICLE.

**SECTION 56.** In Colorado Revised Statutes, add with relocated provisions 1-7.5-104.5 as follows:

**1-7.5-104.5. [Formerly 1-8-101] Ballots and supplies for mail voting.** (1) Mail-in MAIL ballots, applications, affidavits, certificates, envelopes, instruction cards, and other necessary supplies shall be provided by the COUNTY CLERK AND RECORDER OR designated election official in the same manner as other election supplies are provided for in all elections and shall be furnished without cost to any eligible elector wishing to vote pursuant to this article. Mail-in ballots shall be ready for delivery or mailing to mail-in voters as soon as available.

(2) The ballots shall be in the same form as other official ballots for the same election. On the stub of the mail-in ballot shall be printed "Mail-in Ballot No. M. I. V. ....(number)", and such stubs shall be numbered consecutively, commencing with number 1.

(3) In counties including more than one state senatorial district or more than one state representative district, or both, mail-in MAIL ballots shall be provided in a manner to be determined by the county clerk and recorder for each combination of state legislative districts. Distinctive markings or colors may be used to identify political subdivisions when such colors or distinctive markings will aid in the distribution and tabulation of the ballots. A complete ballot may consist of one or more pages or cards so long as each page or card is numbered and identified as provided for paper ballots in sections 1-5-407 and 1-5-410. This subsection (3) shall apply to ballots to be cast on voting machines as well as to paper ballots and ballot cards that can be electronically counted.

(4) (a) On the mail-in MAIL ballot instruction card and the secrecy envelope or sleeve or on the combined instruction card and secrecy envelope or sleeve, whichever is applicable, shall be printed "All ballots, both polling place and mail-in MAIL, are counted in the same manner."

(b) The mail-in MAIL ballot instruction card shall contain information on how the elector may verify that his or her mail-in MAIL ballot has been received by the county clerk and recorder OR DESIGNATED ELECTION OFFICIAL as provided in section 1-8-307.5.

**SECTION 57.** In Colorado Revised Statutes, amend 1-7.5-105 as follows:

**1-7.5-105. Preelection process.** (1) The COUNTY CLERK AND RECORDER OR designated election official responsible for conducting an election that is to be by mail ballot pursuant to section 1-7.5-104 (1) shall notify SEND A PROPOSED ELECTION PLAN FOR CONDUCTING THE MAIL BALLOT ELECTION TO the secretary of state no later than fifty-five days prior to a nonpartisan election or, for any mail ballot election that is coordinated with or conducted by the county clerk and recorder, no later than ninety days prior to the election. The notification shall include a

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~~proposed plan for conducting the mail ballot election, which PROPOSED PLAN may be based on the standard plan adopted by the secretary of state BY RULE.~~

~~(1.5) (a) Notwithstanding subsection (1) of this section, if a primary election is conducted as a mail ballot election pursuant to this article, the designated election official shall notify the secretary of state no later than ninety days prior to the election. The notification shall include a proposed plan for conducting the mail ballot election, which may be based on the standard plan adopted by the secretary of state.~~

~~(b) Prior to making a determination to conduct a primary election as a mail ballot election, a county clerk and recorder shall give public notice and seek public comment on such determination. The secretary of state shall adopt rules in accordance with article 4 of title 24, C.R.S., as needed to implement this requirement.~~

~~(2) (a) The secretary of state shall approve or disapprove the written plan for conducting a mail ballot election, in accordance with section 1-7.5-106, within fifteen days after receiving the plan and shall provide a written notice to the affected political subdivision.~~

~~(b) In the case of a GENERAL OR primary election conducted as a mail ballot election, the secretary of state shall provide notice on the secretary of state's official web site that a GENERAL OR primary election is to be conducted by mail ballot.~~

~~(3) The COUNTY CLERK AND RECORDER OR designated election official shall supervise the ~~distributing~~ DISTRIBUTION, handling, AND counting of ballots and the survey of returns in accordance with rules promulgated by the secretary of state as provided in section 1-7.5-106 (2) and shall take the necessary steps to protect the confidentiality of the ballots cast and the integrity of the election.~~

~~(4) No elector information shall be delivered in the form of a sample ballot.~~

**SECTION 58.** In Colorado Revised Statutes, **add with relocated provisions** 1-7.5-106.5 as follows:

**1-7.5-106.5. [Formerly 1-8-107] Registration record - list of mail ballots.** (1) Before any ~~mail-in~~ MAIL ballot is delivered or mailed or before any eligible elector is permitted to cast a vote at an election where the county clerk and recorder is the designated election official, the designated election official shall record ~~the number of the ballot, together with the date the ballot is delivered or mailed. The supply judge for the mail-in voter's precinct shall receive the list of mail-in ballots prepared pursuant to section 1-8-108. Mail-in Voters for each precinct shall be recorded on the precinct registration list for use at the polls as provided in section 1-5-302~~ IN THE STATEWIDE VOTER REGISTRATION DATABASE.

~~(2) For nonpartisan elections, mail-in voters shall be recorded on the precinct registration list for use at the polls as provided in section 1-5-303~~ IN THE STATEWIDE VOTER REGISTRATION DATABASE.

**[Formerly 1-8-108 (1)]** ~~(1)~~ (3) The COUNTY CLERK AND RECORDER OR designated election official shall keep a list of names and precinct numbers of eligible electors, ~~applying for mail-in ballots and permanent mail-in voters placed on the list pursuant to section 1-8-104.5 (2); together with the date on which each application was made, the date on which the mail-in~~ THE MAIL ballot was sent and the date on which each ~~mail-in~~ MAIL ballot was returned OR SURRENDERED. If a ~~mail-in~~ MAIL ballot is not returned or SURRENDERED, OR if it is rejected and not counted, that fact shall be noted on the list. The list is open to public inspection under proper regulations.

**SECTION 59.** In Colorado Revised Statutes, 1-7.5-107, **amend** (2) (a), (2.3) (a), (2.5) (a), (3) (a), (3) (c), (3) (d), (3.5) (c), (3.5) (d), (4) (b), (4.3), (4.5) (a), (4.5) (b) (I), (4.5) (b) (II), (4.5) (b) (VII), (4.5) (c), and (6); and **add with relocated provisions** (4.5) (d) as follows:

**1-7.5-107. Procedures for conducting mail ballot election - first-time voters casting a mail ballot after having registered by mail to vote.** (2) (a) ~~Except for coordinated elections conducted as a mail ballot election where the county clerk and recorder is the coordinated election official~~ FOR A MUNICIPAL MAIL BALLOT ELECTION THAT IS NOT COORDINATED WITH THE COUNTY CLERK AND RECORDER, no later than thirty days prior to election day, the county clerk and recorder shall

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submit to the designated election official of the ~~political subdivision~~ MUNICIPALITY conducting the mail ballot election a full and complete preliminary list of registered electors. For A special district mail ballot ~~ELECTIONS~~ ELECTION THAT IS NOT COORDINATED WITH THE COUNTY CLERK AND RECORDER, the county clerk and recorder and county assessor of each county in which a special district is located shall certify and submit to the designated election official a list of property owners and a list of registered electors residing within the affected district.

(2.3) (a) FOR A PRIMARY MAIL BALLOT ELECTION, not less than thirty days nor more than forty-five days before a ~~primary~~ THE election, ~~that is conducted as a mail ballot election pursuant to this article,~~ the county clerk and recorder shall mail a notice by forwardable mail to each unaffiliated active registered eligible elector and to each unaffiliated registered eligible elector whose registration record has been marked as "Inactive - failed to vote".

(2.5) (a) (I) No later than twenty days before an A GENERAL, PRIMARY, OR OTHER MAIL BALLOT election, the COUNTY CLERK AND RECORDER OR designated election official ~~or the coordinated election official if so provided by an intergovernmental agreement,~~ shall provide notice by publication of a mail ballot election conducted pursuant to the provisions of this article, which notice shall state, as applicable for the particular election for which the notice is provided, the items set forth in ~~section 1-5-205 (1) (a) to (1) (d)~~ SECTION 1-5-205 (1) (a) TO (1) (c).

(II) ~~If a primary election is conducted as a mail ballot election pursuant to this article~~ FOR A PRIMARY MAIL BALLOT ELECTION, in addition to the items described in the notice required by subparagraph (I) of this paragraph (a), such notice shall advise eligible electors who are not affiliated with a political party of the ability to declare an affiliation with a political party and vote in the primary election.

(3) (a) (I) Not sooner than twenty-two days before an A GENERAL, PRIMARY, OR OTHER MAIL BALLOT election, and no later than eighteen days before an THE election, except as provided in subparagraph (II) of this paragraph (a), the COUNTY CLERK AND RECORDER OR designated election official shall mail to each active registered elector AND TO EACH REGISTERED ELECTOR WHOSE REGISTRATION RECORD HAS BEEN MARKED AS "INACTIVE - FAILED TO VOTE", at the last mailing address appearing in the registration records and in accordance with United States postal service regulations, a mail ballot packet, which shall be marked "DO NOT FORWARD. ADDRESS CORRECTION REQUESTED.", or any other similar statement that is in accordance with United States postal service regulations; EXCEPT THAT, FOR PRIMARY ELECTIONS, THE COUNTY CLERK AND RECORDER SHALL MAIL THE BALLOT PACKET ONLY TO ACTIVE REGISTERED ELECTORS AND REGISTERED ELECTORS WHOSE REGISTRATION RECORD HAS BEEN MARKED "INACTIVE - FAILED TO VOTE" WHO ARE ALSO AFFILIATED ELECTORS AS SPECIFIED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (a). Nothing in this subsection (3) shall affect any provision of this code governing the delivery of mail ballots to an absent uniformed services elector, nonresident overseas elector, or resident overseas elector covered by the federal "Uniformed and Overseas Citizens Absentee Voting Act", 42 U.S.C. sec. 1973ff et seq.

(II) (A) ~~If a primary election is conducted as a mail ballot election pursuant to this article~~ FOR A PRIMARY MAIL BALLOT ELECTION, in addition to active registered electors who are affiliated with a political party, the mail ballot packet shall be mailed to each registered elector who is affiliated with a political party and whose registration record has been marked as "Inactive - failed to vote".

(B) ~~If a primary election is conducted as a~~ FOR A PRIMARY mail ballot election for a minor political party candidate, the mail ballot packet shall be mailed only to those registered electors described in sub-subparagraph (A) of this subparagraph (II) who are affiliated with the minor political party of such candidate.

(c) FOR SPECIAL DISTRICT MAIL BALLOT ELECTIONS, no sooner than twenty-two days prior to election day, and until 7 p.m. on election day, mail ballots shall be made available at the designated election official's office, or the office designated in the mail ballot plan filed with the secretary of state, for eligible electors who are not listed ~~or who are listed as "Inactive" on the county voter registration records or, for special~~

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~~district mail ballot elections~~, on the list of property owners or the registration list but who are authorized to vote pursuant to section 32-1-806, C.R.S., or other applicable law.

(d) (I) An eligible elector may obtain a replacement ballot if the ballot was destroyed, spoiled, lost, or for some other reason not received by the eligible elector. An eligible elector may obtain a ballot if a mail ballot packet was not sent to the elector because the eligibility of the elector could not be determined at the time the mail ballot packets were mailed. In order to obtain a ballot in such cases, the eligible elector must sign a sworn statement specifying the reason for requesting the ballot. The statement shall be presented to the COUNTY CLERK AND RECORDER OR designated election official no later than 7 p.m. on election day. The COUNTY CLERK AND RECORDER OR designated election official shall keep a record of each ballot issued in accordance with this paragraph (d) together with a list of each ballot obtained pursuant to paragraph (c) of this subsection (3).

(II) A COUNTY CLERK AND RECORDER OR designated election official shall not transmit a mail ballot packet under this paragraph (d) unless a sworn statement requesting the ballot is received on or before election day. A ballot may be transmitted directly to the eligible elector requesting the ballot at the OFFICE OF THE COUNTY CLERK AND RECORDER OR designated election official's office OFFICIAL or the office designated in the mail ballot plan filed with the secretary of state or may be mailed to the eligible elector at the address provided in the sworn statement. Ballots may be cast no later than 7 p.m. on election day.

(3.5) (c) The COUNTY CLERK AND RECORDER OR designated election official shall include with the mail ballot packet required by paragraph (a) of subsection (3) of this section written instructions advising an elector who matches the description specified in paragraph (a) of this subsection (3.5) of the manner in which the elector shall be in compliance with the requirements contained in paragraph (a) of this subsection (3.5).

(d) Any person who desires to cast his or her ballot by mail but does not satisfy the requirements of paragraph (b) of this subsection (3.5) may cast such ballot by mail. The COUNTY CLERK AND RECORDER OR designated election official shall, within three days after the receipt of a mail ballot that does not contain a copy of identification as defined in section 1-1-104 (19.5), but in no event later than two days after election day, send to the eligible elector at the address indicated in the registration records a letter explaining the lack of compliance with paragraph (b) of this subsection (3.5). If the COUNTY CLERK AND RECORDER OR designated election official receives a copy of identification in compliance with paragraph (b) of this subsection (3.5) within eight days after election day, and if the mail ballot is otherwise valid, the mail ballot shall be counted.

(4) (b) (I) The eligible elector may:

(A) Return the marked ballot to the COUNTY CLERK AND RECORDER OR designated election official by United States mail or by depositing the ballot at the office of the COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION official or any place SERVICE CENTER OR DROP-OFF LOCATION designated by the COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION official AS SPECIFIED IN THE MAIL BALLOT PLAN FILED WITH THE SECRETARY OF STATE. The ballot must be returned in the return envelope.

(B) DELIVER THE BALLOT TO ANY PERSON OF THE ELECTOR'S OWN CHOICE OR TO ANY DULY AUTHORIZED AGENT OF THE COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL FOR MAILING OR PERSONAL DELIVERY; EXCEPT THAT NO PERSON OTHER THAN A DULY AUTHORIZED AGENT OF THE COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL MAY RECEIVE MORE THAN TEN MAIL BALLOTS IN ANY ELECTION FOR MAILING OR DELIVERY; OR

(C) SURRENDER THE MAIL BALLOT AT THE SERVICE CENTER AND CAST HIS OR HER VOTE IN PERSON AT THE SERVICE CENTER.

(II) If an eligible elector returns the ballot by mail, the elector must provide postage. The ballot shall be received at the office of the COUNTY CLERK AND RECORDER OR designated election official or a designated depository DROP-OFF LOCATION, which shall remain open until 7 p.m. on election day. ALL ENVELOPES CONTAINING MAIL BALLOTS

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SHALL BE IN THE HANDS OF THE COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL NO LATER THAN 7 P.M. ON THE DAY OF THE ELECTION. MAIL BALLOT ENVELOPES RECEIVED AFTER 7 P.M. ON THE DAY OF THE ELECTION BUT POSTMARKED ON OR BEFORE THE DAY OF THE ELECTION WILL REMAIN SEALED AND UNCOUNTED, BUT THE ELECTOR'S REGISTRATION RECORD SHALL NOT BE CANCELED FOR FAILURE TO VOTE IN A GENERAL ELECTION. For an election coordinated by the county clerk and recorder, the ~~depository~~ DROP-OFF LOCATION shall be designated by the county clerk and recorder and located in a secure place under the supervision of ~~a municipal clerk~~, an election judge or a member of the clerk and recorder's staff. For an A MAIL BALLOT election not coordinated by the county clerk and recorder, the ~~depository~~ DROP-OFF LOCATION shall be designated by the designated election official and located in a secure place under the supervision of the designated election official, an election judge, or another person designated by the designated election official.

(4.3) (a) ~~If a primary election is conducted as a mail ballot election pursuant to this article~~ FOR A GENERAL OR PRIMARY MAIL BALLOT ELECTION, there shall be a minimum number of mail ballot drop-off locations where mail ballots may be deposited equal to at least one drop-off location for each thirty thousand affiliated active registered electors in the county. The drop-off locations shall be arrayed throughout the county in a manner that provides the greatest convenience to electors. The number and location of the drop-off locations shall be approved by the secretary of state as part of the mail ballot election plan required pursuant to section 1-7.5-105.

(b) The minimum number of drop-off locations described in paragraph (a) of this subsection (4.3) shall accept mail ballots delivered by electors during, at a minimum, the ~~fourteen~~ EIGHT days prior to and including the day of the GENERAL OR primary MAIL BALLOT election; except that mail ballots shall not be required to be accepted on Sundays or the first Saturday of such period. Mail ballots shall be accepted from electors at drop-off locations during, at a minimum, reasonable business hours.

(4.5) (a) (I) Except as provided in subparagraph (II) of this paragraph (a), ~~if a primary election is conducted as a mail ballot election pursuant to this article~~ FOR A GENERAL OR PRIMARY MAIL BALLOT ELECTION, the county clerk and recorder shall designate service centers equal to no fewer than the number of county motor vehicle offices in the county; except that each county shall have no fewer than one service center for every sixty thousand affiliated active registered electors. Notwithstanding any provision of this subsection (4.5) to the contrary, if a county has fewer than fifteen thousand affiliated active registered electors for each county motor vehicle office in the county, the county clerk and recorder shall designate at least one service center for each twenty-five thousand affiliated active registered electors. FOR ANY MAIL BALLOT ELECTION THAT IS NOT A GENERAL OR PRIMARY ELECTION, THE OFFICE OF THE COUNTY CLERK AND RECORDER SHALL SERVE AS THE SERVICE CENTER. THE COUNTY CLERK AND RECORDER MAY ADD ADDITIONAL SERVICE CENTER LOCATIONS AS NECESSARY.

(II) Any county having thirty thousand or fewer affiliated active registered electors shall have a minimum of one service center, regardless of the number of motor vehicle offices in such county.

(b) Each service center shall provide the following for electors:

(I) FOR A PRIMARY MAIL BALLOT ELECTION, the ability for unaffiliated registered electors to affiliate with a political party and cast ballots;

(II) Secure computer access TO THE COMPUTERIZED STATEWIDE VOTER REGISTRATION LIST;

(VII) The ability to accept VOTED mail ballots that are deposited by electors AND TO ACCEPT SURRENDERED MAIL BALLOTS IF AN ELECTOR CHOOSES TO CAST HIS OR HER VOTE AT THE SERVICE CENTER INSTEAD OF BY MAIL BALLOT;

(c) The minimum number of service centers shall be open during, at minimum, the eight days prior to and including the day of the primary election; except that service centers shall not be required to be open on Sundays.

~~[Formerly 1-8-205 (2)]~~ (2) (d) For ~~partisan elections~~ A GENERAL OR PRIMARY MAIL BALLOT ELECTION, the county clerk and recorder shall appoint at least three ~~receiving~~ SERVICE CENTER judges who meet the affiliation requirements contained in section 1-6-109. Regular employees of the county clerk and recorder may serve as ~~receiving~~ SERVICE CENTER judges as long as they meet the party affiliation requirements of section 1-6-109.

(6) All deposited ballots shall be counted as provided in this article and by rules promulgated by the secretary of state. A mail ballot shall be valid and counted only if it is returned in the return envelope, the self-affirmation on the return envelope is signed and completed by the eligible elector to whom the ballot was issued, and the information on the return envelope is verified in accordance with subsection (5) of this section. ~~Mail ballots shall be counted in the same manner provided by section 1-7-307 for counting paper ballots or section 1-7-507 for counting electronic ballots.~~ If the election official determines that an eligible elector to whom a replacement ballot has been issued has voted more than once, the first ballot returned by the elector shall be considered the elector's official ballot. Rejected ballots shall be handled in the same manner as provided in ~~section 1-8-310~~ SECTIONS 1-7.5-204 AND 1-7.5-210.

**SECTION 60.** In Colorado Revised Statutes, 1-7.5-107.3, **amend** (4) (b) and (5) (a); and **add with relocated provisions** (6) as follows:

**1-7.5-107.3. Verification of signatures.** (4) (b) The ~~designated election official~~ COUNTY CLERK AND RECORDER may provide training in the technique and standards of signature comparison to election judges who compare signatures pursuant to this section.

(5) (a) A ~~designated election official~~ COUNTY CLERK AND RECORDER may allow an election judge to use a signature verification device to compare the signature on the self-affirmation on a return envelope of an eligible elector's ballot with the signature of the elector stored in the statewide voter registration system in accordance with this subsection (5) and ~~the rules adopted~~ ANY RULES PROMULGATED by the secretary of state pursuant to ~~section 1-8-114.5 (5) (c)~~ SUBSECTION (6) OF THIS SECTION.

~~[Formerly 1-8-114.5 (5) (c)]~~ (5) ~~(c)~~ (6) The secretary of state shall adopt rules in accordance with article 4 of title 24, C.R.S., establishing procedures for using signature verification devices to process ~~mail-in ballots pursuant to this article and~~ ballots used in mail ballot elections pursuant to ~~article 7.5 of this title~~ THIS ARTICLE.

**SECTION 61.** In Colorado Revised Statutes, 1-7.5-108.5, **amend** (1), (2) (b), and (2) (c) as follows:

**1-7.5-108.5. Voter information card - verification of active status - designation of inactive status - mailing of mail ballots.**

(1) Not less than ninety days before a PRIMARY mail ballot election, ~~conducted pursuant to this article~~ AND NOT LESS THAN TWENTY-FIVE DAYS BEFORE A GENERAL, SPECIAL LEGISLATIVE, OR NONPARTISAN MAIL BALLOT ELECTION, the county clerk and recorder shall mail a voter information card to any registered elector whose registration record has been marked "Inactive - failed to vote". For purposes of this section, "Inactive - failed to vote" shall mean a registered elector who is deemed "Active" but who failed to vote in a general election in accordance with the provisions of section 1-2-605 (2); except that the term "Inactive - failed to vote" shall not include an elector whose previous communication from the county clerk and recorder was returned by the United States postal service as undeliverable and is, accordingly, referred to in the registration records of the county as "Inactive - undeliverable" pursuant to section 1-2-605 (2). The voter information card required by this section may be sent as part of the voter information card required to be mailed pursuant to section 1-5-206 (1). The voter information card shall be sent to the elector's address of record unless the elector has requested that such communication be sent to his or her deliverable mailing address pursuant to section 1-2-204 (2) (k) and shall be marked "DO NOT FORWARD".

(2) (b) ~~(f)~~ ~~In connection with any mail ballot election to be conducted in November 2009, a mail ballot shall be mailed to all~~

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~~registered electors whose registration record has been marked as "Inactive - failed to vote". Such mail ballot shall not be sent to registered electors whose registration record has been marked as "Inactive - undeliverable".~~

~~(H) This paragraph (b) is repealed, effective July 1, 2011.~~

~~(c) In any mail ballot election conducted on or after July 1, 2008, If a mail ballot sent to a registered elector is returned by the United States postal service as undeliverable, the county clerk and recorder shall mark the registration record of that elector with the words "Inactive - undeliverable".~~

**SECTION 62.** In Colorado Revised Statutes, **amend** 1-7.5-109 as follows:

**1-7.5-109. Write-in candidates.** Write-in candidates shall be allowed on mail ballot elections provided that the candidate has filed an affidavit of intent with the designated election official pursuant to section 1-4-1101. Ballots for write-in candidates are to be counted pursuant to ~~section 1-7-114~~ SECTION 1-7.5-206.

**SECTION 63.** In Colorado Revised Statutes, **add with relocated provisions** 1-7.5-109.8, 1-7.5-113, 1-7.5-114, and 1-7.5-115 as follows:

**1-7.5-109.5. [Formerly 1-8-109] Watchers at service centers.** Any political party, candidate, or proponents or opponents of a ballot issue entitled to have watchers ~~at polling places~~ PURSUANT TO PART 1 OF ARTICLE 7 OF THIS TITLE shall each have the right to maintain one watcher in the office of the COUNTY CLERK AND RECORDER OR designated election official and ~~mail-in polling places~~ AT DROP-OFF LOCATIONS AND SERVICE CENTERS during the period in which ~~mail-in~~ MAIL ballots may be ~~applied for or~~ received.

**1-7.5-113. [Formerly 1-8-112] Voting at group residential facilities.** (1) ~~When~~ IF A GROUP RESIDENTIAL FACILITY, AS DEFINED IN SECTION 1-1-104 (18.5), DOES NOT HAVE MAIL BOXES IN WHICH A REPRESENTATIVE OF THE UNITED STATES POSTAL SERVICE MAY DIRECTLY DEPOSIT MAIL AND more than ~~seven mail-in~~ TEN MAIL ballots are to be sent to the same group residential facility, ~~as defined in section 1-1-104 (18.5);~~ a committee consisting of one employee of the county clerk and recorder of the county in which the facility is located and, where available, a representative appointed by each of the major political parties shall deliver the ~~mail-in~~ MAIL ballots and return those ballots to the office of the county clerk and recorder.

(2) For nonpartisan elections, ~~upon the request of an eligible elector;~~ the designated election official may appoint a committee ~~which~~ THAT consists of two or more election judges or employees or representatives of the designated election official.

**1-7.5-114. [Formerly 1-8-115] Emergency mail voting - rules.** (1) (a) In the event an eligible elector or a member of an eligible elector's immediate family, related by blood or marriage to the second degree, is confined in a hospital or place of residence on election day, ~~and the confinement occurred because of conditions arising after the last day to apply for a mail-in ballot;~~ the elector may request in a personally signed written statement that the COUNTY CLERK AND RECORDER OR designated election official send a ~~mail-in~~ MAIL ballot. ~~with the word "EMERGENCY" stamped on the stubs.~~ The COUNTY CLERK AND RECORDER OR designated election official shall deliver the emergency ~~mail-in~~ MAIL ballot, at the ~~official's~~ office OF THE COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL during the regular hours of business, to any authorized representative of the elector. For the purposes of this paragraph (a), "authorized representative" means a person who possesses a written statement from the elector containing the elector's signature, name, and address and indicating that the elector is or will be confined in a hospital or place of residence on election day and requesting that the emergency ~~absentee~~ MAIL ballot be given to the authorized person as identified by name and address. The authorized person shall acknowledge receipt of the emergency ~~mail-in~~ MAIL ballot with a signature, name, and address.

(b) A request for an emergency ~~mail-in~~ MAIL ballot under this section shall be made before 5 p.m. on the day of the election, and the ballot shall be returned no later than 7 p.m. on the day of the election.

(c) If the eligible elector is unable to have an authorized

representative pick up the ballot at the office of the COUNTY CLERK AND RECORDER OR designated election official and deliver it to the eligible elector, the designated election official shall deliver a ~~mail-in~~ MAIL ballot to the eligible elector by electronic transfer in accordance with the rules of the secretary of state. If the ~~mail-in~~ MAIL ballot is delivered to the eligible elector by electronic transfer, the eligible elector may return the ballot by electronic transfer as set forth in subsection (5) of this section.

(2) ~~Any eligible elector, including any election official, who is unable to go to the polls because of conditions arising after the closing date for mail-in ballot applications that will result in the elector's absence from the precinct on election day may apply at the office of the designated election official for an emergency mail-in ballot. Upon receipt of an affidavit signed by the elector on a form provided by the designated election official attesting to the fact that the elector will be absent from the precinct on election day because of conditions arising after the last day to apply for a mail-in ballot, the designated election official shall provide the elector with a mail-in ballot with the word "EMERGENCY" stamped on the stubs. The request for the ballot shall be made, and the ballot shall be voted at the designated election official's office or outside of the office and returned, by 7 p.m. on the day of the election.~~

(3) Except as otherwise provided in subsection (5) of this section, after marking the ballot, the eligible elector shall place it in a return envelope provided by the COUNTY CLERK AND RECORDER OR designated election official. The elector shall then fill out and sign the self-affirmation on the envelope, as provided in ~~section 1-8-114~~ SECTION 1-7.5-107, on or before election day and return it to the office of the COUNTY CLERK AND RECORDER OR designated election official. Upon receipt of the envelope, the COUNTY CLERK AND RECORDER OR designated election official shall verify the elector's name on the return envelope and shall deposit the envelope in the office in a ballot box that is locked and secured with a numbered seal.

(4) If, following the procedure set forth in this section, the COUNTY CLERK AND RECORDER OR designated election official is unable to provide a ~~mail-in~~ MAIL ballot to an elector, the COUNTY CLERK AND RECORDER OR designated election official shall seek authority from the secretary of state to provide a ~~mail-in~~ MAIL ballot to the elector by electronic transfer in accordance with the election rules of the secretary of state. If the ~~mail-in~~ MAIL ballot is delivered to the eligible elector by electronic transfer, the eligible elector may return the ballot by electronic transfer as set forth in subsection (5) of this section.

(5) (a) If a ~~mail-in~~ MAIL ballot is delivered to an eligible elector by electronic transfer pursuant to paragraph (c) of subsection (1) of this section or subsection (4) of this section, the eligible elector may return the voted ballot to the COUNTY CLERK AND RECORDER OR designated election official by electronic transfer. In order to be counted, the returned ballot shall be received in the office of the COUNTY CLERK AND RECORDER OR designated election official by 7 p.m. on election day. Once the ballot is received, ~~by the designated election official,~~ a bipartisan team of judges shall duplicate the ballot, and the ballot shall be counted as all other ~~mail-in~~ MAIL ballots. Duplicating judges shall not reveal how the elector has cast his or her ballot.

(b) Any elector who receives a ~~mail-in~~ MAIL ballot by electronic transfer pursuant to paragraph (c) of subsection (1) of this section or subsection (4) of this section shall be informed in the instructions for completing the ballot that, if the ballot is returned by electronic transfer, the ballot will not be a confidential ballot.

(c) In handling a returned ballot pursuant to this subsection (5), all reasonable means shall be taken to ensure that only the ~~receiving~~ judge is aware of information connecting the elector to the returned ballot.

(d) The secretary of state may prescribe by rule any procedures or requirements as may be necessary to implement the provisions of this subsection (5). Such rules shall be promulgated in accordance with article 4 of title 24, C.R.S.

**1-7.5-115. [Formerly 1-8-118] Opt-out from mail ballot requirements.** (1) In the case of any general OR PRIMARY MAIL BALLOT election in which registered electors who live in specified precincts in a

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particular county are required to cast their ballots by mail in the form of ~~mail-in~~ MAIL ballots in accordance with the requirements of this ~~part 1~~ ARTICLE, the COUNTY clerk and recorder of the PARTICULAR county shall notify such electors that they may opt-out from casting their ballots in such manner. In such cases, the COUNTY clerk and recorder shall further direct such electors to cast their ballots by any of the following means:

- (a) ~~Early voting prior to election day in accordance with the requirements of part 2 of this article~~ AT A SERVICE CENTER;
- (b) At the office of the COUNTY clerk and recorder; ~~on election day~~; or
- (c) At such other locations as the COUNTY clerk and recorder may designate.

(2) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A COUNTY CLERK AND RECORDER OF A CATEGORY V OR CATEGORY VI COUNTY, AS SPECIFIED IN SECTION 30-2-102 (1), C.R.S., MAY OPT-OUT FROM ADMINISTERING A MAIL BALLOT ELECTION UPON DEMONSTRATING TO THE SECRETARY OF STATE THAT THE MAIL BALLOT ELECTION WILL RESULT IN HIGHER COSTS INCURRED BY THE COUNTY THAN WOULD BE THE CASE FOR A TRADITIONAL POLLING PLACE ELECTION.

**SECTION 64.** In Colorado Revised Statutes, **add with relocated provisions** part 2 to article 7.5 of title 1 as follows:

PART 2

COUNTING MAIL BALLOTS

**1-7.5-201. [Formerly 1-8-301] Appointment of election judges for counting mail ballots.** (1) If ~~in any political subdivision~~, the COUNTY CLERK AND RECORDER OR designated election official has mailed or delivered ~~mail-in~~ MAIL ballots to five hundred or more electors, the COUNTY CLERK AND RECORDER OR designated election official shall appoint, in addition to the ~~receiving~~ SERVICE CENTER judges appointed as provided in ~~section 1-8-205~~ SECTION 1-7.5-107 (4.5) (d), at least three counting judges, not more than two of whom shall be from any one political party. ~~and whose powers and duties shall be the same as provided in section 1-7-305 for counting judges in precinct polling places.~~ For each additional five hundred ~~mail-in~~ MAIL ballots so mailed or delivered, the COUNTY CLERK AND RECORDER OR designated election official may appoint additional counting judges as needed.

(2) In all political subdivisions in which electronic or electromechanical voting systems are used, the COUNTY CLERK AND RECORDER OR designated election official, for each five hundred ~~mail-in~~ MAIL ballots mailed or delivered, may appoint, in addition to the ~~receiving~~ SERVICE CENTER judges appointed as provided in ~~section 1-8-205~~ SECTION 1-7.5-107 (4.5) (d), five counting judges, not more than three of whom shall be from any one political party in a partisan election.

(3) In political subdivisions to which this section applies AND IN THE EVENT THAT ONLY TWO MAJOR POLITICAL PARTIES ARE REPRESENTED, the COUNTY CLERK AND RECORDER OR designated election official shall make the appointments so that one major political party is represented by a majority of election judges on the ~~mail-in~~ MAIL BALLOT receiving board and the other major political party is represented by a majority of election judges on the ~~mail-in~~ MAIL BALLOT counting board. ~~of the county.~~ The COUNTY CLERK AND RECORDER OR designated election official shall appoint those electors certified by the county party chairpersons of the major political parties to the ~~designated election official~~ COUNTY CLERK AND RECORDER as ~~mail-in~~ MAIL BALLOT receiving judges and ~~mail-in~~ MAIL BALLOT counting judges. If an elector certified by a major political party is not willing or able to serve, then the major political party that certified the elector may certify a replacement judge to the ~~designated election official~~ COUNTY CLERK AND RECORDER. If the major political parties do not certify a sufficient number of ~~mail-in~~ MAIL BALLOT receiving and counting judges, ~~to the designated election official~~; the ~~designated election official~~ COUNTY CLERK AND RECORDER may appoint a sufficient number of qualified electors to serve as ~~mail-in~~ MAIL BALLOT receiving and counting judges.

(4) In all political subdivisions to which this section applies, where the COUNTY CLERK AND RECORDER OR designated election official has appointed one or more student election judges pursuant to article 6 of this title, the student election judge shall be appointed to serve as a

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judge for the purpose of counting ~~mail-in and early~~ MAIL ballots pursuant to this section; except that the student election judge need not satisfy any party affiliation required of election judges by this section.

**1-7.5-202. [Formerly 1-8-302] Hours counting place open for receiving and counting mail ballots.**

~~(1) (Deleted by amendment, L. 99, p. 777, § 61, effective May 20, 1999.)~~

~~(2) (a)~~ (1) The election officials at the ~~mail-in and early voters'~~ counting place may receive, cast, and prepare for tabulation ~~mail-in and early voters'~~ MAIL ballots delivered and turned over to them by the COUNTY CLERK AND RECORDER OR designated election official.

~~(b)~~ (2) Counting of the ~~mail-in~~ MAIL ballots may begin fifteen days prior to the election and shall continue until counting is completed.

~~(c) Counting of the early voters' ballots may begin ten days prior to the election and shall continue until counting is completed.~~

~~(d)~~ (3) The election officials in charge of the ~~mail-in and early voters'~~ ballot counting place shall take all precautions necessary to ensure the secrecy of the counting procedures, and no information concerning the count shall be released by the election officials or watchers until after 7 p.m. on election day.

**1-7.5-203. [Formerly 1-8-303] Delivery of mail ballots to supply judge.**

At any time during the ~~ten~~ FIFTEEN days prior to and including the election day, the COUNTY CLERK AND RECORDER OR designated election official shall deliver to the COUNTING PLACE judges ~~of the mail-in and early voters' ballot counting place all the mail-in~~ ALL THE MAIL BALLOT envelopes received up to that time in packages or in ballot boxes that are locked and secured with a numbered seal together with the ~~signed applications for the mail-in ballots, the count and the list of mail-in and early electors, and the record of mail-in~~ MAIL ballots as provided for in ~~section 1-8-108~~ SECTION 1-7.5-106.5 (3) for which a receipt will be given. The COUNTY CLERK AND RECORDER OR designated election official shall continue to deliver any envelopes containing ~~mail-in~~ MAIL ballots that may be received thereafter up to and including 7 p.m. on election day. On the sealed packages and boxes of ~~mail-in~~ MAIL BALLOT envelopes shall be printed or written "This package (or box) contains ..... (number) ~~mail-in~~ MAIL BALLOT envelopes." With the envelopes, the COUNTY CLERK AND RECORDER OR designated election official shall deliver to the supply judge written instructions, which shall be followed by the election judges in casting and counting the ballots, and all the lists, records, and supplies needed for tabulating, recording, and certifying the ~~mail-in and early voters'~~ MAIL ballots.

**1-7.5-204. [Formerly 1-8-304] Preparing to count mail ballots - rejections.**

(1) (a) Before opening any ~~mail-in~~ MAIL ballot, one of the receiving judges, in the presence of a majority of the receiving judges, shall inspect the self-affirmation on the return envelope.

(b) The self-affirmation is valid if:

(I) The self-affirmation was completed by the elector or a person acting in the elector's behalf;

(II) The self-affirmation was signed by the elector or, if the elector is unable to sign, marked by the elector with or without assistance and witnessed by another person; and

~~(III) In an election coordinated by the county clerk and recorder~~ A GENERAL OR PRIMARY MAIL BALLOT ELECTION, the signature on the self-affirmation matches the signature stored in the statewide voter registration system, or the eligible elector's marks on the application and the self-affirmation were witnessed by other persons.

(c) If the self-affirmation is valid, the receiving judge shall tear open the envelope without defacing the self-affirmation or mutilating the enclosed ballot. One of the election judges shall enter or verify the name of the ~~mail-in~~ voter in the pollbook, and another election judge shall deposit the ballot in the ballot box.

(d) For purposes of subparagraph (III) of paragraph (b) of this subsection (1), the signatures on an eligible elector's self-affirmation and stored in the statewide voter registration system shall be compared in the manner prescribed by ~~section 1-8-114.5~~ SECTION 1-7.5-107.3.

(2) If the self-affirmation on the return envelope is invalid, the election judges shall mark the envelope "rejected" and shall write on the

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envelope the reason for the rejection. The envelope shall be set aside without being opened, and the ballot shall not be counted.

(3) If it appears to the election judges, by sufficient proof, that a ~~mail-in~~ MAIL ballot sent to an elector who died after requesting BEFORE RECEIVING the ballot contains a forged affidavit, the envelope containing the ballot of the deceased ~~mail-in~~ voter shall not be opened, and the election judges shall make notation of the death and fraudulent signature on the back of the envelope. The ballot shall be forwarded to the district attorney for investigation of a violation of section 1-13-106. If a ~~mail-in~~ MAIL BALLOT envelope contains more than one marked ballot of any one kind, none of the ballots shall be counted, and the election judges shall write the reason for rejection on the back of the ballots.

~~(4) Repeated.~~

**1-7.5-205. [Formerly 1-8-305] Counting mail ballots.**

(1) ~~Mail-in and early voters' ballots~~ MAIL BALLOTS AND ANY BALLOTS CAST AT A SERVICE CENTER IN LIEU OF A MAIL BALLOT shall be counted after delivery of the ballots as provided in ~~section 1-8-303~~ SECTION 1-7.5-203 and after preparation of the ballots as provided in ~~section 1-8-304~~ SECTION 1-7.5-204.

(2) ~~Mail-in and early voters'~~ MAIL ballots shall be counted in one of the following ways:

(a) In counties that use paper ballots, the ~~mail-in and early voters'~~ MAIL ballots may be counted in the SAME manner ~~provided in section 1-7-307~~ for counting AS paper ballots.

~~(b) (Deleted by amendment, L. 2004, p. 1360, § 26, effective May 28, 2004.)~~

~~(c)~~ (b) Any county may use electronic vote-tabulating equipment for the counting of ~~mail-in~~ MAIL ballots in the same manner provided for the counting of precinct ballots in part 6 of article 5 and parts 4 and 5 of article 7 of this title.

~~(d)~~ (c) Early voters' Ballots that are cast directly on electronic or electromechanical vote-tabulating equipment AT A SERVICE CENTER IN LIEU OF A MAIL BALLOT shall be counted in the same manner as provided for the counting of precinct ballots in part 6 of article 5 and parts 4 and 5 of article 7 of this title.

~~(3) Votes for or against any ballot issue or measure shall be cast in the same manner as provided in section 1-8-202.~~

**1-7.5-206. [Formerly 1-8-307] Paper ballots or electronic system.** In political subdivisions using a ballot card electronic voting system, ~~mail-in and early voters'~~ MAIL ballots may be cast on paper ballots and counted as provided in ~~section 1-7-307~~ or may be cast on ballot cards and counted by electronic voting equipment, as provided in part 6 of article 5 and parts 4 and 5 of article 7 of this title, or both methods may be used.

**1-7.5-207. [Formerly 1-8-307.5] Voter verification - mail ballot information.** Each county clerk and recorder shall maintain the capability for providing electors, upon request, with information on whether the ~~mail-in~~ MAIL ballot cast by the elector was received by the clerk, including, but not limited to, an on-line ~~mail-in~~ MAIL ballot tracking system or response by other electronic or telephonic means.

**1-7.5-208. [Formerly 1-8-308] Certificate of mail ballots cast - survey of returns.** (1) Upon the completion of the count of ~~mail-in and early voters'~~ MAIL ballots, the election judges shall ~~make the certificate and perform all the official acts required by sections 1-7-601 and~~ SECTION 1-7-602.

(2) Upon the survey of the returns of the political subdivision by the board of canvassers formed pursuant to section 1-10-101 or 1-10-201, the board shall include in its abstract of votes the votes cast in the ~~early voters' polling place~~ SERVICE CENTER and counted at the ~~mail-in and early voters'~~ counting place in the manner provided for abstracting votes cast and counted at ~~precinct polling places~~, as provided in article 10 of this title.

(3) (a) ~~Beginning with the 2008 general election, and for all elections thereafter,~~ The returns certified by the judges and the abstract of votes cast certified by the canvass board shall indicate the number of votes cast ~~by early voters' or mail-in ballot~~ in each precinct for each candidate and for and against each ballot issue and ballot question and

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the number of ballots rejected, except as otherwise provided in paragraph (b) of this subsection (3).

(b) If the total number of votes cast and counted in any precinct by ~~early voters' and mail-in ballot~~ is less than ten, the returns for all such precincts in the political subdivision shall be reported together.

**1-7.5-209. [Formerly 1-8-309] Return of registration list.** The ~~mail-in and early voters'~~ registration list shall be returned to the COUNTY CLERK AND RECORDER OR designated election official with the certificate required to be filed by ~~section 1-8-308~~ SECTION 1-7.5-208.

**1-7.5-210. [Formerly 1-8-310] Preservation of rejected mail ballots.** All ~~mail-in~~ identification envelopes ~~ballot stubs~~, and ~~mail-in and early voters'~~ MAIL ballots rejected by the election judges in accordance with the provisions of ~~section 1-8-304~~ SECTION 1-7.5-204 shall be returned to the designated election official. All ~~mail-in~~ MAIL ballots received by the COUNTY CLERK AND RECORDER OR designated election official after 7 p.m. on the day of the election, together with the rejected ~~mail-in and early voters'~~ MAIL ballots returned by the election judges as provided in this section, shall remain in the sealed identification envelopes and shall be destroyed later as provided in section 1-7-802.

**1-7.5-211. [Formerly 1-8-311] Maintenance of mail ballot election voting records - transmittal of such records to secretary of state.** The COUNTY CLERK AND RECORDER OR designated election official shall maintain a record identifying the name and voting address of each elector who casts a ballot by ~~mail-in or early voting~~ MAIL OR AT A SERVICE CENTER at any election.

**SECTION 65.** In Colorado Revised Statutes, 1-8.5-101, **amend** (1) and (2) as follows:

**1-8.5-101. Provisional ballot - entitlement to vote.** (1) At any election conducted pursuant to this title, a voter ~~claiming~~ WHO CLAIMS to be properly registered but whose qualification or entitlement to vote cannot be immediately established upon examination of the registration list for the precinct or upon examination of the records on file with the county clerk and recorder BY ELECTION JUDGES AT THE SERVICE CENTER shall be entitled to cast a provisional ballot in accordance with this article.

(2) An elector who desires to vote but does not show identification ~~in accordance with section 1-7-110 (2)~~ may cast a provisional ballot.

**SECTION 66.** In Colorado Revised Statutes, 1-8.5-102, **amend** (3) as follows:

**1-8.5-102. Form of provisional ballot.** (3) Each polling place OR SERVICE CENTER using paper provisional ballots shall have on hand a sufficient number of provisional ballots in all ballot styles applicable to that polling place OR SERVICE CENTER and a sufficient number of provisional ballot envelopes.

**SECTION 67.** In Colorado Revised Statutes, 1-8.5-103, **amend** (2) (b) as follows:

**1-8.5-103. Provisional ballot affidavit.** (2) (b) This subsection (2) shall not apply to an elector who casts a provisional ballot pursuant to section 1-8.5-101 (2). ~~or (3).~~

**SECTION 68.** In Colorado Revised Statutes, 1-8.5-105, **amend** (5) as follows:

**1-8.5-105. Verification of provisional ballot information - counting procedure.** (5) The designated election official shall complete the verification and counting of all provisional ballots within ten days after a primary election and within fourteen days after a general, odd-year, or coordinated election. The designated election official shall count all ~~mail-in~~ MAIL ballots cast in an election before counting any provisional ballots. ~~cast by electors who requested mail-in ballots for the election.~~

**SECTION 69.** In Colorado Revised Statutes, 1-8.5-107, **amend** (2) (a) and (2) (b) as follows:

**1-8.5-107. Electors who move before close of registration - effect of provisional ballot.** (2) (a) A registered elector who moves from the county in which the elector is registered to another county in the state no less than thirty days before an election but fails to register to vote in the new county of residence before the close of registration may

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complete ~~an emergency registration form~~ A CHANGE OF ADDRESS at the office of the county clerk and recorder pursuant to section 1-2-217.5 or may cast a provisional ballot at a ~~polling place, vote center, or early voter's polling place~~ SERVICE CENTER.

(b) If the elector completes ~~an emergency registration form on an election day~~ A CHANGE OF ADDRESS DURING THE PERIOD THAT MAIL BALLOTS MAY BE RETURNED and the county clerk and recorder is unable to verify the elector's qualification to vote, the elector may cast a provisional ballot.

**SECTION 70.** In Colorado Revised Statutes, **amend** 1-8.5-109 as follows:

**1-8.5-109. Electors who vote outside of county where registered - effect of provisional ballot.** ~~If an elector casts a provisional ballot at a polling place in a precinct other than the precinct in which the elector is registered but within the elector's county of residence, the elector's votes for federal offices for which the elector is eligible to vote and the elector's votes for statewide offices and statewide ballot issues and ballot questions shall be counted.~~ Except for ballots cast in accordance with section 1-8.5-107 (2) or 1-8.5-108 (2) by electors who moved from one county to another county, a provisional ballot cast by an elector in a county other than the elector's county of residence shall not be counted.

**SECTION 71.** In Colorado Revised Statutes, 1-8.5-110, **amend** (2) as follows:

**1-8.5-110. Handling of provisional ballots - reporting of results.** (2) If twenty-five or more provisional ballots are cast and counted in a county, the designated election official shall report the results of voting by provisional ballot as a separate total. If fewer than twenty-five provisional ballots are cast and counted, the results of voting by provisional ballot shall be included in the results of REGULAR voting. ~~by mail-in ballot.~~

**SECTION 72.** In Colorado Revised Statutes, **amend** 1-9-201 as follows:

**1-9-201. Right to vote may be challenged.** (1) (a) A person's right to vote at a polling place or SERVICE CENTER in an election may be challenged.

(b) If a person whose right to vote is challenged AT A SERVICE CENTER refuses to answer the questions asked or sign the challenge form in accordance with section 1-9-203 or take the oath pursuant to section 1-9-204, the person shall be ASKED TO SURRENDER HIS OR HER MAIL BALLOT AND BE offered a provisional ballot. If the person casts a provisional ballot, the election judge shall attach the challenge form to the provisional ballot envelope and indicate "Challenge" on the provisional ballot envelope.

(2) An election judge shall challenge any person intending to vote who the judge believes is not an eligible elector. In addition, challenges may be made by watchers or any eligible elector. ~~of the precinct.~~

(3) A challenge at a polling place OR SERVICE CENTER shall be made in the presence of the person whose right to vote is challenged.

**SECTION 73.** In Colorado Revised Statutes, 1-9-203, **amend** (7) as follows:

**1-9-203. Challenge questions asked person intending to vote.** (7) If the person WHO IS challenged WISHES TO CAST A REGULAR BALLOT AT THE SERVICE CENTER AND answers satisfactorily the questions asked in accordance with this section and signs the oath pursuant to section 1-9-204, the election judge shall offer the person challenged a regular ballot, and the challenger may withdraw the challenge. The election judge shall indicate in the proper place on the challenge form whether the challenge was withdrawn or whether the challenged elector refused to answer the questions and left the ~~polling place~~ SERVICE CENTER without ~~voting a~~ CASTING A MAIL BALLOT, REGULAR BALLOT, OR provisional ballot.

**SECTION 74.** In Colorado Revised Statutes, 1-9-204, **amend** (1) as follows:

**1-9-204. Oath of challenged elector.** (1) An election judge shall tender an oath substantially in the following form: "I do solemnly swear or affirm that I have fully and truthfully answered all questions that have

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been put to me concerning my place of residence and my qualifications as an eligible elector at this election. I further swear or affirm that I am a citizen of the United States of the age of eighteen years or older; that I have been a resident of this state and OF THE precinct INDICATED ON MY REGISTRATION RECORD for thirty days immediately preceding this election and have not maintained a home or domicile elsewhere; that I am a registered elector in ~~this~~ THE precinct INDICATED ON MY REGISTRATION RECORD; that I am eligible to vote at this election; and that I have not previously CAST A MAIL BALLOT OR OTHERWISE voted at this election."

**SECTION 75.** In Colorado Revised Statutes, **amend** 1-9-208 as follows:

**1-9-208. Challenges of provisional ballots.** The ballot of any provisional voter may be challenged using a challenge form signed by the challenger under penalty of perjury setting forth the name of the person challenged and the basis for the challenge. Challenged provisional ballots, except those rejected for an incomplete, incorrect, or unverifiable provisional ballot affidavit, forgery of a deceased person's signature on a ~~mail-in~~ MAIL ballot affidavit, or submission of multiple ballots, shall be counted if the other requirements for counting provisional ballots are satisfied. The election judges shall deliver all challenges, together with the affidavits of the persons challenged, to the county clerk and recorder or the designated election official.

**SECTION 76.** In Colorado Revised Statutes, **amend** 1-9-209 as follows:

**1-9-209. Challenges delivered to district attorney.** The county clerk and recorder or designated election official shall forthwith deliver a challenge that is not withdrawn, along with the affidavit of the elector on the ~~mail-in~~ provisional ballot or mail ballot return envelope, to the district attorney for investigation and action. When practicable, the district attorney shall complete the investigation within ten days after receiving the challenge.

**SECTION 77.** In Colorado Revised Statutes, **amend** 1-9-210 as follows:

**1-9-210. Copy of challenge delivered to elector.** When a challenge is made to a person who cast a ~~mail-in ballot~~ mail ballot or provisional ballot and the person was not present at the time of the challenge, the county clerk and recorder or designated election official shall notify and mail a copy of the challenge to the person challenged in accordance with the rules of the secretary of state.

**SECTION 78.** In Colorado Revised Statutes, 1-11-201, **amend** (1) (b) and (3) (a) as follows:

**1-11-201. Causes of contest.** (1) The election of any candidate to any office may be contested on any of the following grounds:

(b) That illegal votes were received or legal votes rejected ~~at the polls~~ in sufficient numbers to change the result of the election;

(3) The result of any election to determine a ballot issue or ballot question may be contested on any of the following grounds:

(a) That illegal votes were received or legal votes were rejected ~~at the polls~~ in sufficient numbers to change the result of the election;

**SECTION 79.** In Colorado Revised Statutes, **amend** 1-13-106 as follows:

**1-13-106. Forgery.** Any person who falsely makes, alters, forges, or counterfeits any ballot before or after it has been cast, or who forges any name of a person as a signer or witness to a petition or nomination paper, or who forges any letter of acceptance, declination, or withdrawal, or who forges the name of a registered elector to a ~~mail-in~~ MAIL voter's ballot commits forgery as set forth in section 18-5-102, C.R.S., and shall be punished as provided in section 18-1.3-401, C.R.S.

**SECTION 80.** In Colorado Revised Statutes, 1-13-706, **amend** (3) as follows:

**1-13-706. Delivering and receiving ballots at polling place or service center.** (3) Any voter who does not vote the ballot received by him shall return his THE ballot to the judge from whom he received the ~~same~~ THE BALLOT WAS RECEIVED before leaving the polling place OR SERVICE CENTER.

**SECTION 81.** In Colorado Revised Statutes, **amend** 1-13-709 as follows:

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**1-13-709. Voting in wrong polling place or service center.** Any person who, at any election provided by law, knowingly votes or offers to vote in any ~~election precinct~~ POLLING PLACE OR SERVICE CENTER in which he or she is not qualified to vote shall be punished by a fine of not more than five thousand dollars or by imprisonment in the county jail for not more than eighteen months, or by both such fine and imprisonment.

**SECTION 82.** In Colorado Revised Statutes, **amend** 1-13-710 as follows:

**1-13-710. Voting twice - penalty.** EXCEPT AS PROVIDED IN SECTION 1-7.5-107 (4) (b), any voter who votes more than once or, having voted once, offers to vote again or offers to deposit in the ballot box more than one ballot shall be punished by a fine of not more than five thousand dollars or by imprisonment in the county jail for not more than eighteen months, or by both such fine and imprisonment.

**SECTION 83.** In Colorado Revised Statutes, **amend** 1-13-714 as follows:

**1-13-714. Electioneering - removing and return of ballot.** No person shall do any electioneering on the day of any election within any polling place OR SERVICE CENTER or in any public street or room or in any public manner within one hundred feet of any building in which a polling place OR SERVICE CENTER is located, as publicly posted by the designated election official. As used in this section, the term "electioneering" includes campaigning for or against any candidate who is on the ballot or any ballot issue or ballot question that is on the ballot. "Electioneering" also includes soliciting signatures for a candidate petition, a recall petition, or a petition to place a ballot issue or ballot question on a subsequent ballot. "Electioneering" shall not include a respectful display of the American flag. EXCEPT AS NECESSARY FOR BALLOT COUNTING, no person shall remove any official ballot from the polling place before the closing of the polls. Any person who violates any provision of this section is guilty of a misdemeanor and, upon conviction thereof, shall be punished as provided in section 1-13-111.

**SECTION 84.** In Colorado Revised Statutes, 1-13-715, **amend** (1) and (2) as follows:

**1-13-715. Liquor in or near polling place or service center.**

(1) It is unlawful for any election official or other person to introduce into any polling place OR SERVICE CENTER, or to use therein, or to offer to another for use therein, at any time while any election is in progress or the result thereof is being ascertained by the counting of the ballots, any intoxicating malt, spirituous, or vinous liquors.

(2) It is unlawful for any officer or board of officers of any county or any municipality, whether incorporated under general law or by special charter, who may at any time be by law charged with the duty of designating polling places OR SERVICE CENTERS for the holding of any general or congressional election therein, to select therefor a room wherein any intoxicating malt, spirituous, or vinous liquors are usually sold for consumption on the premises.

**SECTION 85.** In Colorado Revised Statutes, 1-13-716, **amend** (1) as follows:

**1-13-716. Destroying, removing, or delaying delivery of election records.** (1) No person shall willfully destroy, deface, or alter any ballot or any election records or willfully delay the delivery of any such ballots or election records, or take, carry away, conceal, or remove any ballot, ballot box, or election records from ~~the polling place or from~~ the possession of a person authorized by law to have the custody thereof, or aid, counsel, procure, advise, or assist any person to do any of the aforesaid acts.

**SECTION 86.** In Colorado Revised Statutes, **amend** 1-13-718 as follows:

**1-13-718. Release of information concerning count.** Any election official, watcher, or other person who releases information concerning the count of ballots cast at ~~precinct~~ polling places OR SERVICE CENTERS or of ~~mail-in~~ MAIL voters' ballots prior to 7 p.m. on the day of the election is guilty of a misdemeanor and, upon conviction thereof, shall be punished as provided in section 1-13-111.

**SECTION 87.** In Colorado Revised Statutes, **amend** 1-13-722 as follows:

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**1-13-722. Defacing or removing abstract of votes.** Any person who defaces, mutilates, alters, or removes the abstract of votes cast posted ~~upon the outside of the polling place~~ in accordance with section 1-7-602 is guilty of a misdemeanor and, upon conviction thereof, shall be punished as provided in section 1-13-111.

**SECTION 88.** In Colorado Revised Statutes, **amend** 1-13-801 as follows:

**1-13-801. Mailing other materials with mail ballot.** It is unlawful for any county clerk and recorder to deliver or mail to a registered elector, as a part of or in connection with the ~~mail-in voter's~~ MAIL ballot, anything other than the voting material as provided in ~~article 8~~ ARTICLE 7.5 of this title. Each such offense is a misdemeanor, and, upon conviction thereof, the offender shall be punished as provided in section 1-13-111.

**SECTION 89.** In Colorado Revised Statutes, **amend** 1-13-802 as follows:

**1-13-802. Delivery of a mail ballot outside county clerk and recorder's office.** No county clerk and recorder shall ~~accept any application for any mail-in voter's ballot nor~~ make personal delivery of any such MAIL ballot to the applicant ANELECTOR unless such acceptance and delivery occurs within the confines of the official office of such county clerk and recorder, except as otherwise provided in ~~sections 1-8-104, 1-8-106, and 1-8-112~~ SECTION 1-7.5-113. Any acceptance or delivery contrary to the provisions of this section renders void the ballot to which it relates. Each violation of this section is a misdemeanor, and, upon conviction thereof, the offender shall be punished as provided in section 1-13-111.

**SECTION 90.** In Colorado Revised Statutes, **amend** 1-13-803 as follows:

**1-13-803. Offenses relating to voting by mail ballot.** Any election official or other person who knowingly violates any of the provisions of ~~article 8~~ ARTICLE 7.5 of this title relative to the casting of ~~mail-in voters'~~ MAIL ballots or who aids or abets fraud in connection with any vote cast, or to be cast, or attempted to be cast by a ~~mail-in~~ voter shall be punished by a fine of not more than five thousand dollars or by imprisonment in the county jail for not more than eighteen months, or by both such fine and imprisonment.

**SECTION 91.** In Colorado Revised Statutes, **amend** 27-10.5-119 as follows:

**27-10.5-119. Right to vote.** Each person receiving services who is eligible to vote according to law has the right to vote in all primary and general elections. As necessary, all service agencies shall assist such persons to register to vote, ~~to obtain applications for mail-in ballots and~~ to obtain ~~mail-in~~ MAIL ballots, to comply with other requirements ~~which~~ THAT are prerequisite to voting, and to vote.

**SECTION 92.** In Colorado Revised Statutes, **amend** 27-65-120 as follows:

**27-65-120. Voting in public elections.** Any person receiving evaluation, care, or treatment under any provision of this article shall be given the opportunity to exercise his or her right to register and to vote in primary and general elections. The agency or facility providing evaluation, care, or treatment shall assist such persons, upon their request, to obtain voter registration forms ~~applications for mail-in ballots,~~ and ~~mail-in~~ MAIL ballots and to comply with any other prerequisite for voting.

**SECTION 93.** In Colorado Revised Statutes, 32-1-805, **amend** (5) (a) and (5) (b) as follows:

**32-1-805. Time for holding elections - type of election - manner of election - notice.** (5) (a) At least sixty days prior to a metropolitan district election, a designated election official of the metropolitan district shall request a clerk and recorder of a county in which the metropolitan district is wholly or partially located to provide the designated election official with a list of the names and addresses of registered electors of the county who are also registered electors of the metropolitan district. ~~and who have applied to the county clerk and recorder for permanent mail-in voter status in accordance with section 1-8-104.5 (1), C.R.S.~~ Along with the request, the designated election

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official shall certify that the metropolitan district has provided the county clerk and recorder with a current, accurate map of its boundaries in accordance with section 32-1-306. After receipt of the request, the clerk and recorder shall provide the designated election official with such list of the names and addresses of registered electors. ~~except that, if the designated election official has not certified that the special district has provided the county clerk and recorder with a current, accurate map of its boundaries, the clerk and recorder shall provide to the designated election official the names and addresses of all registered electors of the county who have applied for permanent mail-in voter status in accordance with section 1-8-104.5 (1), C.R.S.~~ If, within ten days of receiving the list of the names and addresses of registered electors pursuant to this paragraph (a), a designated election official notifies the county clerk and recorder of any problems with the list, the county clerk and recorder may provide the designated election official with a corrected list.

(b) In an election conducted by the board of a metropolitan district having fewer than ten thousand registered electors, the designated election official shall mail a ~~mail-in~~ MAIL ballot to each eligible elector on the list provided to the designated election official pursuant to paragraph (a) of this subsection (5).

**SECTION 94.** In Colorado Revised Statutes, 32-1-806, **amend** (3) as follows:

**32-1-806. Persons entitled to vote at special district elections.**

(3) For electors who vote at any election by ~~mail-in ballot~~ or mail ballot, the affidavit on the envelope of the ballot as required by title 1, C.R.S., may be substituted for the self-affirming oath or affirmation required by subsection (2) of this section.

**SECTION 95.** In Colorado Revised Statutes, 32-1-809, **amend** (1) (g) and (1) (h) as follows:

**32-1-809. Notice to electors.** (1) No more than sixty days prior to and not later than January 15 of each year, the board shall provide notice to the eligible electors of the special district in the manner set forth in subsection (2) of this section. The notice shall contain the following:

(g) Information on the procedure and time for an eligible elector of the special district to submit a self-nomination form for election to the board pursuant to section 32-1-804.3; AND

~~(h) A statement that an application to request permanent mail-in voter status can be obtained from the county clerk and recorder, or on-line from the office of the secretary of state, and can be returned to the county clerk and recorder of the county or counties in which the district is wholly or partially located; and~~

**SECTION 96.** In Colorado Revised Statutes, 37-46-137, **amend** (3) and (9) as follows:

**37-46-137. Conduct of election.** (3) An elector of the district may vote in any election by absent voter's ballot under such terms and conditions, and in substantially the same manner insofar as is practicable, as prescribed in ~~article 8~~ ARTICLE 7.5 of title 1, C.R.S., of the "Uniform Election Code of 1992" for general elections, except as specifically modified in this article.

(9) The district or subdistrict may provide for ~~mail-in~~ voters to cast their ~~mail-in voters'~~ MAIL ballots on voting machines expressly provided for that purpose, if each ~~mail-in~~ MAIL voter indicates by affidavit that he or she is qualified to vote at the election. ~~and will be a mail-in voter, pursuant to section 1-8-102, C.R.S., of the "Uniform Election Code of 1992" and all laws supplemental thereto.~~

**SECTION 97.** In Colorado Revised Statutes, 37-47-137, **amend** (3) and (9) as follows:

**37-47-137. Conduct of election.** (3) An elector of the district may vote in any election by absent voter's ballot under such terms and conditions, and in substantially the same manner insofar as is practicable, as prescribed in ~~article 8~~ ARTICLE 7.5 of title 1, C.R.S., of the "Colorado Election Code of 1980" for general elections, except as specifically modified in this article.

(9) The district or subdistrict may provide for ~~mail-in~~ voters to cast their ~~mail-in voters'~~ MAIL ballots on voting machines expressly provided for that purpose, if each ~~mail-in~~ MAIL voter indicates by

affidavit that he or she is qualified to vote at the election. ~~and will be a mail-in voter, pursuant to section 1-8-102, C.R.S., of the "Uniform Election Code of 1992" and all laws supplemental thereto.~~

**SECTION 98.** In Colorado Revised Statutes, 37-48-179, **amend** (3) and (9) as follows:

**37-48-179. Conduct of election.** (3) An elector of the district may vote in any election by absent voter's ballot under such terms and conditions, and in substantially the same manner insofar as is practicable, as prescribed in ~~article 8~~ ARTICLE 7.5 of title 1, C.R.S., of the "Uniform Election Code of 1992" for general elections, except as specifically modified in this article.

(9) The district or subdistrict may provide for ~~mail-in voters~~ to cast their ~~mail-in voters'~~ MAIL ballots on voting machines expressly provided for that purpose, if each ~~mail-in~~ MAIL voter indicates by affidavit that he or she is qualified to vote at the election. ~~and will be a mail-in voter, pursuant to section 1-8-102, C.R.S., of the "Uniform Election Code of 1992" and all laws supplemental thereto.~~

**SECTION 99.** In Colorado Revised Statutes, 37-50-128, **amend** (3) and (9) as follows:

**37-50-128. Conduct of election.** (3) An elector of the district may vote in an election by absent voter's ballot under such terms and conditions, and in substantially the same manner insofar as is practicable, as prescribed in ~~article 8~~ ARTICLE 7.5 of title 1, C.R.S., of the "Uniform Election Code of 1992", for general elections, except as specifically modified in this article.

(9) The district may provide for ~~mail-in voters~~ to cast their ~~mail-in voters'~~ MAIL ballots on voting machines expressly provided for that purpose, if each ~~mail-in~~ MAIL voter indicates by affidavit that he or she is qualified to vote at the election. ~~and will be a mail-in voter, pursuant to section 1-8-102, C.R.S.~~

**SECTION 100. Repeal of provisions being relocated in this act.** In Colorado Revised Statutes, **repeal** 1-8-101, 1-8-102, 1-8-103, 1-8-103.5, 1-8-107, 1-8-108 (1), 1-8-109, 1-8-112, 1-8-114.5 (5) (c), 1-8-115, 1-8-118, 1-8-205 (2), 1-8-301, 1-8-302, 1-8-303, 1-8-304, 1-8-305, 1-8-307, 1-8-307.5, 1-8-308, 1-8-309, 1-8-310, and 1-8-311.

**SECTION 101. Repeal of provisions not being relocated in this act.** In Colorado Revised Statutes, **repeal** 1-1-104 (49.8), 1-2-204 (4) (a) (III) and (4) (a) (IV), 1-5-101 (6), 1-5-102.7, 1-6-111 (6), 1-7-109, 1-7-110, 1-7-115, 1-7-202, 1-7-203, 1-7-304, 1-7-305, 1-7-306, 1-7-307, 1-7-308, 1-7-401, 1-7-407, 1-7-408, 1-7-502, 1-7-505, 1-7-507, 1-7-508 (3), 1-7-601, part 7 of article 7 of title 1, 1-7.5-104 (2), 1-7.5-107 (5) (c), 1-7.5-108, 1-8-103.3, 1-8-104, 1-8-104.5, 1-8-105, 1-8-106, 1-8-108 (2), 1-8-110, 1-8-111, 1-8-113, 1-8-114, 1-8-114.5 (1), (2), (3), (4), (5) (a), and (5) (b), 1-8-201, 1-8-202, 1-8-203, 1-8-204, 1-8-205 (1), 1-8-206, 1-8-207, 1-8-208, 1-8-209, 1-8-306, 1-8.5-101 (3) and (5), 1-8.5-104 (4), 1-10-106 (1) (b) and (1) (c), 1-11-308, 1-11-309, 1-12-114, 1-13-706, and 31-10-1002 (2.5).

**SECTION 102. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Page 1, strike lines 103 through 112.

Page 2, strike line 101 and substitute "**THEREWITH, REQUIRING MAIL BALLOTS TO BE SENT TO ACTIVE ELECTORS FOR ELECTIONS CONDUCTED UNDER THE "UNIFORM ELECTION CODE OF 1992."**

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

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YES	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		

Senator Baumgardner moved to amend the Report of the Committee of the Whole to show that the following Baumgardner floor amendment, (L.099) to HB 13-1303, did pass.

Amend reengrossed bill, page 128, line 10, strike "subsection (2)" and substitute "subsections (2) and (3)".

Page 128, after line 23 insert:

"(3) This act shall not take effect until the clerk and recorder of each county of the state reports to the secretary of state that his or her county has the high-speed internet capability to effectively enact the provisions of this bill. The clerk and recorder of each county shall report such capability as soon as practicable, and the secretary of state shall notify the revisor of statutes as soon as possible upon receipt of the final county's notification of high-speed internet capability."

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		

Senator Baumgardner moved to amend the Report of the Committee of the Whole to show that the following Baumgardner floor amendment, (L.100) to HB 13-1303, did pass.

Amend reengrossed bill, page 23, line 26, strike "~~have lived~~ BE LIVING" and substitute "have lived".

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		

Senator Baumgardner moved to amend the Report of the Committee of the Whole to show that the following Baumgardner floor amendment, (L.117) to HB 13-1303, did pass.

Amend reengrossed bill, page 21, line 12, strike "1 MISDEMEANOR:" and substitute "4 FELONY:".

Page 21, line 13, after "vote." insert "A CLASS 4 FELONY IS PUNISHABLE, UPON CONVICTION, BY A PENALTY OF UP TO SIX YEARS' IMPRISONMENT OR A FINE OF UP TO FIVE HUNDRED THOUSAND DOLLARS, OR BY BOTH SUCH FINE AND IMPRISONMENT.".

Page 23, line 4, strike "1 misdemeanor" and substitute "4 FELONY".

Page 23, line 5, strike "vote." and substitute "vote. A CLASS 4 FELONY IS PUNISHABLE, UPON CONVICTION, BY A PENALTY OF UP TO SIX YEARS' IMPRISONMENT OR A FINE OF UP TO FIVE HUNDRED THOUSAND DOLLARS, OR BY BOTH SUCH FINE AND IMPRISONMENT.".

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		

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE**

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

YES	20	NO	15	EXCUSED	0	ABSENT	0	
Aguilar	Y	Guzman	Y	Kefalas	Y	Roberts	N	1
Balmer	N	Harvey	N	Kerr	Y	Scheffel	N	2
Baumgardner	N	Heath	Y	King	N	Schwartz	Y	3
Brophy	N	Hill	N	Lambert	N	Steadman	Y	4
Cadman	N	Hodge	Y	Lundberg	N	Tochtrop	Y	5
Carroll	Y	Hudak	Y	Marble	N	Todd	Y	6
Crowder	N	Jahn	Y	Newell	Y	Ulibarri	Y	7
Giron	Y	Johnston	Y	Nicholson	Y	President	Y	8
Grantham	N	Jones	Y	Renfroe	N			9

The Committee of the Whole took the following action:

Passed on second reading: HB13-1303 as amended.

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, May 1 was laid over until later in the day on Wednesday, May 1, retaining its place on the calendar.

Third Reading of Bills -- Final Passage: HB13-1154, SB13-250, SB13-259.  
 General Orders -- Second Reading of Bills -- Consent Calendar: HB13-1230, HB13-1283, HB13-1240, HB13-1195, HB13-1260.  
 General Orders -- Second Reading of Bills: SB13-257, HB13-1206, HB13-1247, HB13-1267, HB13-1193, HB13-1160, HB13-1042, HB13-1182, HB13-1296, HB13-1031, SB13-283, HB13-1239, HB13-1301, HB13-1079, HB13-1252, SB13-280, SB13-276.  
 Consideration of Resolutions: HJR13-1004, HJR13-1019, SJR13-028, SJR13-029, SJR13-034, SJR13-035, SJR13-036, SR13-004.  
 Consideration of House Amendments to Senate Bills: SB13-040, SB13-223, SB13-244, SB13-200, SB13-249, SB13-213, SB13-252, SB13-158, SB13-260.  
 Consideration of Conference Committee Reports: SB13-155.  
 Conference Committees to Report: HB13-1191, HB13-1130, HB13-1081.

Senate in recess. Senate reconvened.

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 consideration of Resolutions.

**CONSIDERATION OF RESOLUTIONS**

**SJR13-028** by Senator(s) Scheffel; also Representative(s) Murray--Concerning the designation of September 27, 2013, as "First Responder Appreciation Day".

On motion of Senator Scheffel, a portion of the resolution was read.

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

Third Reading Amendment No. 1(L.002), by Senator Scheffel.

Amend printed joint resolution, page 2, strike lines 17 through 19 and substitute: "Chiefs of Police; Christopher Olson, County Sheriffs of Colorado; Ron Graton, Colorado State Fire Fighters Association; Mike Rogers, Colorado Professional Fire Fighters; Paul Cooke, Division of Fire Prevention and Control,"

Page 3, line 7, after "Sheriff;" insert "Kimberly Culp, Executive Director of the Larimer Emergency Telephone Authority; Stan Hilkey, Mesa County Sheriff; Michael Morgan, Colorado State Fire Chiefs; Brian Shepherd, National Public Safety Broadband Network; Daniel Brennan, City of Wheatridge Chief of Police; Shayne Heap, Elbert County Sheriff; Edward Deveau, City of Waterton, Massachusetts, Chief of Police; Jennifer Schaffer, City of West, Texas, City Secretary;"

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

YES	34	NO	0	EXCUSED	1	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	E	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 Scheffel, the resolution, as amended, was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	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	E	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: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Giron, Grantham, Guzman, Harvey, Heath, Hill, Hodge, Hudak, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Morse, Newell, Nicholson, Renfroe, Roberts, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

**SJR13-029** by Senator(s) Morse and King; also Representative(s) McNulty--Concerning declaring the week of May 12 - 18, 2013, as Police Week, and in connection therewith, declaring May 15, 2013, as Peace Officers' Memorial Day.

On motion of Senator King, a portion of the resolution was read, and the resolution was **adopted** by 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		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Giron, Grantham, Guzman, Harvey, Heath, Hill, Hodge, Hudak, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

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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:

**HB13-1154** by Representative(s) Foote and Levy, Court, Duran, Fields, Ginal, Hamner, Hullinghorst, Lee, McCann, Moreno, Pabon, Primavera, Ryden, Singer, Williams; also Senator(s) Steadman--Concerning crimes against pregnant women, and, in connection therewith, making an appropriation.

Laid over until Thursday, May 2, retaining its place on the calendar.

**SB13-250** by Senator(s) Steadman and King, Aguilar, Guzman, Newell, Ulibarri; also Representative(s) Levy--Concerning changes to sentencing of persons convicted of drug crimes, and, in connection therewith, making an appropriation.

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

YES	34	NO	1	EXCUSED	0	ABSENT	0
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	N	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		

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

Co-sponsor(s) added: Tochtrop.

**SB13-259** by Senator(s) Newell; also Representative(s) Melton--Concerning the regulation of private investigators by the department of regulatory agencies, and, in connection therewith, making an appropriation.

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

YES	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kefalas	N	Roberts	N
Balmer	Y	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**.

Co-sponsor(s) added: Todd.

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 an expression of personal privilege.

**COMMITTEE OF REFERENCE REPORTS**

Appropriations

After consideration on the merits, the Committee recommends that **HB13-1004** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 11, after line 18 insert:

**"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 governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2013, the sum of \$1,500,000, or so much thereof as may be necessary, to be allocated to economic development programs for the Colorado first customized job training program related to the implementation of this act.

(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 \$1,500,000, or so much thereof as may be necessary, for allocation to the division of occupational education, for the Colorado first customized job training program related to the implementation of this act. Said sum is from reappropriated funds received from the governor - lieutenant governor - state planning and budgeting out of the appropriation made in subsection (1) of this section."

Renumber succeeding sections accordingly.

Page 11, line 23, strike "\$2,400,000," and substitute "\$2,400,000 and 2.0 FTE,".

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Appropriations

After consideration on the merits, the Committee recommends that **SB13-284** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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

**"SECTION 3. Appropriation.** In addition to any other appropriation, there is hereby appropriated, out of any moneys in the stationary sources control fund created in section 25-7-114.7 (2) (b) (I), Colorado Revised Statutes, not otherwise appropriated, to the department of public health and environment, for the fiscal year beginning July 1, 2013, the sum of \$222,291 and 2.9 FTE, or so much thereof as may be necessary, to be allocated to the air pollution control division, stationary sources for the implementation of this act as follows:

Personal Services \$205,897 and 2.9 FTE  
Operating Expenses \$16,394."

Renumber succeeding sections accordingly.

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

Appropriations

After consideration on the merits, the Committee recommends that **SB13-285** 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 9 insert:

**"SECTION 7. Appropriation.** In addition to any other appropriation, there is hereby appropriated, out of any moneys in the state employee workers' compensation account in the risk management fund created in section 24-30-1510.7 (1) (a), Colorado Revised Statutes, not otherwise appropriated, to the department of personnel, for the fiscal year beginning July 1, 2013, the sum of \$100,000, or so much thereof as may be necessary, for allocation to the division of human resources, risk management services, workers' compensation, workers' compensation claims for claims related to the implementation of this act."

Renumber succeeding section accordingly.

Page 1, line 102, strike "DISPUTES." and substitute "DISPUTES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB13-1210** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB13-1254** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB13-1259** be referred to the Committee of the Whole with favorable recommendation.

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Agriculture, Natural Resources, & Energy The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBERS OF THE STATE BOARD OF LAND COMMISSIONERS

effective June 30, 2013, for terms expiring June 30, 2017:

Buck Blessing of Denver, Colorado, a citizen at large and an Unaffiliated, reappointed.

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 an expression of personal privilege.

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

**GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR**

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:

**HB13-1230** by Representative(s) Williams and Pabon, Buckner, Court, Hullinghorst, Melton, Pettersen, Salazar; also Senator(s) Guzman--Concerning compensation for persons who are exonerated of their crimes after a period of incarceration, and, in connection therewith, making an appropriation.

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

**HB13-1283** by Representative(s) Fischer; also Senator(s) Schwartz--Concerning the species conservation trust fund.

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

**HB13-1240** by Representative(s) Young; also Senator(s) King--Concerning penalties for persistent drunk drivers, and, in connection therewith, making an appropriation.

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

**HB13-1195** by Representative(s) Wright and Nordberg, Waller; also Senator(s) Hill--Concerning human trafficking, and, in connection therewith, making an appropriation.

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

**HB13-1260** by Representative(s) Singer; also Senator(s) Roberts--Concerning the regulation of bingo, and, in connection therewith, repealing the existing limit on the number of bingo games that may be conducted on any one occasion and allowing a player to play bingo by means of an electronic device.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.  
(Printed in Senate Journal, April 29, page(s) 1096 and placed in members' bill files.)

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --  
CONSENT CALENDAR**

On motion of Senator Guzman, 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: HB13-1230, HB13-1283, HB13-1240, HB13-1195, HB13-1260 as amended.

Committee of the Whole On motion of Senator Guzman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills and Senator Guzman 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:

**SB13-257** by Senator(s) King and Tochtrop, Guzman, Hill; also Representative(s) Ryden, Nordberg, Williams--Concerning exemptions from the motor vehicle emissions inspection program.

Amendment No. 1, Transportation Committee Amendment.  
(Printed in Senate Journal, April 24, page(s) 1017 and placed in members' bill files.)

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

**SB13-280** by Senator(s) Tochtrop; also Representative(s) Vigil--Concerning the issuance of certificates of title for off-highway vehicles, and, in connection therewith, making an appropriation.

Amendment No. 1, Agriculture, Natural Resources, and Energy Committee Amendment.  
(Printed in Senate Journal, April 25, page(s) 1042-1043 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.  
(Printed in Senate Journal, April 29, page(s) 1094 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Brophy.

Amend printed bill, page 5, line 10, after "TO" insert "AN OFF-HIGHWAY VEHICLE THAT IS USED EXCLUSIVELY FOR AGRICULTURE ON PRIVATE PROPERTY OR".

Amendment No. 4(L.005), by Senator Brophy.

Amend printed bill, page 5, strike lines 8 through 13 and substitute:  
"42-6-103. **Application.** (1) ~~The provisions of~~ EXCEPT AS PROVIDED IN SUBSECTION (2) OF THIS SECTION, this part 1 ~~shall apply~~ APPLIES to motor vehicles ~~as defined in section 42-6-102~~ AND OFF-HIGHWAY VEHICLES.

(2) (a) THIS PART 1 DOES NOT APPLY TO AN OFF-HIGHWAY VEHICLE THAT WAS SOLD OR TRANSFERRED BEFORE JULY 1, 2014, UNTIL THE OFF-HIGHWAY VEHICLE IS SOLD OR TRANSFERRED AFTER JULY 1, 2014.

(b) (I) THIS PART 1 DOES NOT APPLY TO AN OFF-HIGHWAY VEHICLE:

(A) THAT HAS NEVER BEEN ISSUED A CERTIFICATE OF TITLE IN COLORADO; AND

(B) THE OWNER ELECTS NOT TO OBTAIN A CERTIFICATE OF TITLE WHEN THE OFF-HIGHWAY VEHICLE IS PURCHASED FOR THE FIRST TIME BY A PERSON WHO IS NOT A DEALER.

(II) IF AN OFF-HIGHWAY VEHICLE HAS NOT BEEN ISSUED A CERTIFICATE OF TITLE IN COLORADO UNDER THIS PARAGRAPH (b), AN OWNER OR SUBSEQUENT OWNER MAY ELECT TO OBTAIN A CERTIFICATE OF TITLE.

(III) THE OWNER IS AUTHORIZED TO NOT HAVE A CERTIFICATE OF TITLE UNDER THIS PARAGRAPH (b) ONLY WHEN THE OFF-HIGHWAY VEHICLE IS FIRST SOLD IN COLORADO BY A DEALER OR BROUGHT BY THE OWNER AND USER INTO COLORADO. IF AN OFF-HIGHWAY VEHICLE HAS BEEN ISSUED A CERTIFICATE OF TITLE IN COLORADO, THEN THIS PART 1 APPLIES TO THE OWNER AND VEHICLE NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS PARAGRAPH (b)."

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

**SB13-276** by Senator(s) Steadman; also Representative(s) Gerou--Concerning the disability investigational and pilot support fund.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, April 25, page(s) 1040-1041 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 29, page(s) 1095 and placed in members' bill files.)

Amendment No. 3(L.007), by Senator Steadman.

Amend the Finance Committee Report, dated April 25, 2013, page 1, line 23, after "SUPPORT" insert "FUND".

Page 2, strike line 25 and substitute:

""**SECTION 11.** In Colorado Revised Statutes, **amend** 42-1-407 (1), (2), and (3) (a) (I); and **add** (3) (c) as follows:

**42-1-407. Registration number fund.** (1) The registration number fund is hereby created in the state treasury. The moneys in the fund consist of the proceeds from the sale of registration numbers under section 42-1-404, ~~and~~ the royalty from private sales of registration numbers under section 42-1-405, AND ANY LOANS, GIFTS, GRANTS, OR DONATIONS MADE TO THE FUND. THE FUND IS HEREBY AUTHORIZED TO SEEK AND ACCEPT SUCH LOANS, GIFTS, GRANTS, OR DONATIONS FOR THE

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PURPOSES OF IMPLEMENTING AND ADMINISTRATING THIS SECTION; EXCEPT THAT THE FUND SHALL NOT ACCEPT A LOAN, GIFT, GRANT, OR DONATION THAT IS SUBJECT TO CONDITIONS THAT ARE INCONSISTENT WITH THIS SECTION OR STATE LAW.

(2) The general assembly shall appropriate the amounts necessary, not to exceed five percent of ~~the fund~~ REVENUE, to implement this part 4 from the registration number fund to the department, the governor's office, and the group.

(3) (a) (1) Except as specified in ~~paragraph (b)~~ PARAGRAPHS (b) AND (c) of this subsection (3), at the end of each fiscal year, the state treasurer shall transfer one million five hundred thousand dollars, or the balance of the registration number fund if the balance is a lesser amount, from the registration number fund to the disability-benefit support fund created in section 24-30-2205, C.R.S.

(c) THE TREASURER SHALL ADJUST THE TRANSFERS REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION (3) TO EXCLUDE ANY LOANS, GIFTS, GRANTS, OR DONATIONS MADE TO THE FUND FROM THE DISABILITY INVESTIGATIONAL AND PILOT SUPPORT FUND CREATED IN SECTION 24-30-2205.5, C.R.S.

**SECTION 12. Safety clause.** The general assembly hereby finds,".

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

**HB13-1160** by Representative(s) Pabon; also Senator(s) King--Concerning criminal theft, and, in connection therewith, reducing an appropriation.

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE**

On motion of Senator Guzman, 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: SB13-257 as amended, SB13-280 as amended, SB13-276 as amended, HB13-1160.

Laid over to the end of the General Orders -- Second Reading of Bills calendar, Wednesday, May 1: SB13-283, HB13-1267.

**MESSAGE FROM THE REVISOR OF STATUTES**

May 1, 2013

We herewith transmit:

Without comment, as amended, HB13-1007, 1316, and 1320.  
Without comment, as amended, SB13-047, 111, 125, and 170.

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**CHANGE IN SPONSORSHIP**

Upon announcement of President Morse, Senator Giron will be added as a Senate joint prime sponsor with Senator Crowder and Representatives Garcia and Dore on HB13-1261.

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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, May 1 was laid over until 4:00 p.m., Wednesday, May 1, retaining its place on the calendar.

General Orders -- Second Reading of Bills: HB13-1247, HB13-1193, HB13-1042, HB13-1182, HB13-1031, HB13-1239, HB13-1301, HB13-1079, HB13-1252, HB13-1206, HB13-1296, SB13-283, HB13-1267.  
Consideration of Resolutions: HJR13-1004, HJR13-1019, SJR13-034, SJR13-035, SJR13-036, SR13-004.  
Consideration of House Amendments to Senate Bills: SB13-040, SB13-223, SB13-244, SB13-200, SB13-249, SB13-213, SB13-252, SB13-158, SB13-260.  
Consideration of Conference Committee Reports: SB13-155.  
Conference Committees to Report: HB13-1191, HB13-1130, HB13-1081.

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Senate in recess. Senate reconvened.

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Call of the Senate.

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**COMMITTEE OF REFERENCE REPORTS**

Health &  
Human  
Services

After consideration on the merits, the Committee recommends that **HB13-1291** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 5, line 8, after "SYSTEM," insert "OR IS" and strike "NATIONAL" and substitute "STATE DEPARTMENT-APPROVED ACCREDITING BODY,".

Page 5, strike line 9.

Page 5, line 10, strike "ASSOCIATION FOR FAMILY CHILD CARE,".

Page 6, line 11, after "THROUGH" insert "HIGH-QUALITY".

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Business,  
Labor, &  
Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE  
COLORADO HOUSING AND FINANCE AUTHORITY  
BOARD OF DIRECTORS

effective July 2, 2013, for terms expiring July 1, 2017:

David J. Myler of Carbondale, Colorado, to serve as a person experienced in real estate transactions, reappointed;

Paul Eric Washington of Boulder, Colorado, to serve as a public member, appointed;

Steven Hutt of Denver, Colorado, to serve as a public member, appointed;

Jody M. Kole of Grand Junction, Colorado, to serve as a public member, appointed.

Business,  
Labor, &  
Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE  
FIRE AND POLICE PENSION ASSOCIATION  
BOARD OF DIRECTORS

for a term expiring September 1, 2015:

Manuel A. Esquibel of Brighton, Colorado, a representative of Colorado municipal employers, and occasioned by the resignation of Terri L. Velasquez of Colorado Springs, Colorado, appointed.

Business,  
Labor, &  
Technology

After consideration on the merits, the Committee recommends that **HB13-1003** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 8, strikes lines 1 and 2 and substitute:

"(5) THERE IS HEREBY CREATED IN THE STATE TREASURY THE ECONOMIC GARDENING PILOT PROJECT FUND, TO BE ADMINISTERED BY THE STATE DIRECTOR. THE FUND CONSISTS OF ALL FEES RECEIVED PURSUANT TO SUBPARAGRAPH (II) OF PARAGRAPH (b) OF SUBSECTION (4) OF THIS SECTION AND ANY MONEYS APPROPRIATED BY THE GENERAL ASSEMBLY FOR THE PURPOSES OF THIS SECTION. THE GENERAL ASSEMBLY SHALL MAKE ANNUAL APPROPRIATIONS OF THE MONEYS IN THE FUND TO THE OFFICE FOR ADMINISTERING THE PILOT PROJECT. ANY MONEYS IN THE FUND NOT APPROPRIATED SHALL REMAIN IN THE FUND AND SHALL NOT BE TRANSFERRED OR REVERT TO THE GENERAL FUND OF THE STATE AT THE END OF ANY FISCAL YEAR."

Business,  
Labor, &  
Technology

After consideration on the merits, the Committee recommends that **HB13-1285** be **postponed indefinitely**.

Judiciary

After consideration on the merits, the Committee recommends that **HB13-1308** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Judiciary	After consideration on the merits, the Committee recommends that <b>HB13-1242</b> be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Judiciary	After consideration on the merits, the Committee recommends that <b>HB13-1307</b> be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	6 7 8 9
Judiciary	After consideration on the merits, the Committee recommends that <b>HB13-1111</b> be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	10 11 12 13 14
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that <b>HB13-1311</b> be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	15 16 17 18 19
Agriculture, Natural Resources, & Energy	The Committee on <u>Agriculture, Natural Resources, &amp; Energy</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:	20 21 22 23
	<u>MEMBER OF THE COLORADO TOURISM OFFICE BOARD OF DIRECTORS</u>	24 25 26 27
	for a term expiring June 1, 2016:	28 29
	Steven Craig Kaverman of Canon City, Colorado, to serve as a representative of private travel attractions and casinos, appointed.	30 31 32 33
Education	After consideration on the merits, the Committee recommends that <b>HB13-1056</b> be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	34 35 36 37 38
	Amend reengrossed bill, page 2, strike lines 13 through 15 and substitute "RURAL SCHOOL DISTRICT."	39 40 41
	Page 2, line 17, strike "RURAL AFTER GIVING" and substitute "RURAL."	42 43
	Page 2, strike lines 18 through 22.	44 45
	Page 3, line 17, after "OF" insert "SOCIAL STUDIES,".	46 47
	Page 4, line 2, strike "(I)" and substitute "(a)".	48 49
	Page 4, line 5, strike "(II)" and substitute "(b)".	50 51
	Page 4, line 9, strike "(III)" and substitute "(c)".	52 53
	Page 4, line 12, strike "AND".	54 55
	Page 4, line 13, strike "(IV)" and substitute "(d)".	56 57
	Page 4, line 15, strike "PROGRAM." and substitute "PROGRAM; AND".	58 59
	Page 4, strike lines 16 through 26 and substitute:	60 61
	"(e) PROVIDING TO ANY TEACHER OR MENTOR OF AN ADVANCED PLACEMENT CLASS A BONUS OF FIFTY DOLLARS FOR EACH OF HIS OR HER STUDENTS WHO COMPLETES THE ADVANCED PLACEMENT CLASS AND TAKES THE ADVANCED PLACEMENT EXAM FOR THAT TEACHER'S OR MENTOR'S ADVANCED PLACEMENT CLASS. A TEACHER OR MENTOR MAY NOT RECEIVE MORE THAN TWO THOUSAND DOLLARS PER YEAR IN	62 63 64 65 66 67

BONUSES PURSUANT TO THIS PARAGRAPH (e)."

**MESSAGE FROM THE HOUSE**

May 1, 2013

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB13-1007, amended as printed in House Journal, April 30, page 1376. HB13-1320, amended as printed in House Journal, April 30, pages 1376-1377. HB13-1316, amended as printed in House Journal, April 30, pages 1377-1378.

The House has passed on Third Reading and returns herewith SB13-162, 176, 258, 202, 082, 246, 207.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB13-125, amended as printed in House Journal, April 30, page 1377. SB13-047, amended as printed in House Journal, April 30, page 1378. SB13-111, amended as printed in House Journal, April 30, page 1379. SB13-170, amended as printed in House Journal, April 30, pages 1379-1380.

The House has voted not to concur in the Senate amendments to HB13-1215 and requests that a conference committee be appointed. The Speaker has appointed Representatives Peniston, chairman, Primavera, and Stephens as House conferees on the First Conference Committee on HB13-1215. The bill is transmitted herewith.

The House has voted to concur in the Senate amendments to HB13-1266, 1044, 1005, 1117, 1138, 1153, 1194, 1276, 1289, 1156, and has repassed the bills as so amended.

The House has adopted and returns herewith SJR13-028.

The House has adopted and returns herewith SJR13-029, amended as printed in House Journal, May 1.

**REPORT OF CONFERENCE COMMITTEE**

FIRST REPORT OF SECOND CONFERENCE COMMITTEE ON HB13-1081

\*\*\*\*\*  
THIS REPORT AMENDS THE  
REREVISED BILL  
\*\*\*\*\*

To the President of the Senate and the Speaker of the House of Representatives:

Your second conference committee appointed on HB13-1081, concerning human sexuality education, has met and reports that it has agreed upon the following:

That the House accede to the Senate amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 3, strike lines 13 through 19 and substitute:

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"(V) IT IS IMPORTANT FOR YOUTH TO UNDERSTAND THE CONSEQUENCES OF THE INCONSISTENT OR IMPROPER USE OF SEXUAL ABSTINENCE, BIRTH CONTROL, OR CONDOMS. ALL COMPREHENSIVE HUMAN SEXUALITY EDUCATION MUST STRESS THE IMPORTANCE OF THE CORRECT AND CONSISTENT USE OF SEXUAL ABSTINENCE, BIRTH CONTROL, AND CONDOMS TO PREVENT PREGNANCY AND SEXUALLY TRANSMITTED INFECTIONS;"

Page 12, line 13, after "710." insert "A SCHOOL DISTRICT, BOARD OF COOPERATIVE SERVICES, CHARTER SCHOOL, OR INSTITUTE CHARTER SCHOOL MAY USE FEDERAL MONEYS FOR HUMAN SEXUALITY EDUCATION, AS LONG AS THE HUMAN SEXUALITY PROGRAM OF THE SCHOOL DISTRICT BOARD OF COOPERATIVE SERVICES, CHARTER SCHOOL, OR INSTITUTE CHARTER SCHOOL MEETS THE COMPREHENSIVE HUMAN SEXUALITY EDUCATION MODEL SET FORTH IN THIS SECTION."

Respectfully submitted,

House Committee:

Senate Committee:

Crisanta Duran, Chairman  
Joann Ginal

Nancy Todd, Chairman  
Jeanne Nicholson

**INTRODUCTION OF BILLS -- FIRST READING**

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

**HB13-1306** by Representative(s) McCann; also Senator(s) Todd--Concerning creating a task force to consider persons who pose a threat of harm to themselves or others, and, in connection therewith, making an appropriation.  
Business, Labor, & Technology

**HB13-1316** by Representative(s) Hulinghorst and Salazar, Young; also Senator(s) Ulibarri-- Concerning the Colorado oil and gas conservation commission's adoption of uniform statewide groundwater sampling rules, and, in connection therewith, making an appropriation.  
State, Veterans, & Military Affairs

**HB13-1317** by Representative(s) Pabon; also Senator(s) Jahn--Concerning the recommendations made in the public process for the purpose of implementing retail marijuana legalized by section 16 of article XVIII of the Colorado constitution, and, in connection therewith, making an appropriation.  
Finance

**HB13-1318** by Representative(s) Singer; also Senator(s) Jahn--Concerning the recommendations made in the public process for the purpose of implementing certain state taxes on retail marijuana legalized by section 16 of article XVIII of the Colorado constitution, and, in connection therewith, making an appropriation.  
Finance

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**DELIVERY TO THE GOVERNOR**

To the Governor for signature on Wednesday, May 1, 2013, at 11:13 a.m.:  
 SB13-019, 077, 079, 119, 138, 220, 226, 234 and 236.

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 Consideration of House Amendments to Senate Bills.

**CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS**

**SB13-040** by Senator(s) Crowder; also Representative(s) Vigil--Concerning the completion of the cemetery expansion project at the Homelake military veterans cemetery, and, in connection therewith, making an appropriation.

Senator Crowder moved that the Senate concur in House amendments to **SB13-040**, as printed in House journal, April 25, page(s) 1280-1281. The motion was **adopted** by 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 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
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		

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

**SB13-223** by Senator(s) Brophy; also Representative(s) Mitsch Bush--Concerning the continuation of the noxious weed advisory committee.

Senator Brophy moved that the Senate concur in House amendments to **SB13-223**, as printed in House journal, April 25, page(s) 1281. The motion was **adopted** by 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 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
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		

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

**SB13-200** by Senator(s) Aguilar, Kefalas; also Representative(s) Ferrandino--Concerning an increase in the income eligibility for certain optional groups in the medicaid program to one hundred thirty-three percent of the federal poverty line, and, in connection therewith, making and reducing an appropriation.

Senator Aguilar moved that the Senate concur in House amendments to **SB13-200**, as printed in House journal, April 25, page(s) 1280. The motion was **adopted** by the following roll call vote:

YES	34	NO	1	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	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		

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
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, as amended, was **repassed**.

**SB13-244** by Senator(s) Guzman, Balmer, Baumgardner, Cadman, Giron, Grantham, Hodge, Hudak, Jahn, Johnston, Kefalas, King, Lundberg, Newell, Renfroe, Roberts, Scheffel, Tochtrop, Todd, Ulibarri; also Representative(s) Kagan, Gardner, Lawrence, Lee, McNulty, Pabon, Pettersen, Priola, Salazar, Schafer, Stephens, Szabo, Vigil, Waller--Concerning a task force to study substance abuse.

Senator Guzman moved that the Senate concur in House amendments to **SB13-244**, as printed in House journal, April 25, page(s) 1281. The motion was **adopted** by 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 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
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	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		

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

**SB13-249** by Senator(s) Tochtrop; also Representative(s) Williams--Concerning procedures regarding independent medical examiners' reports in workers' compensation cases.

Senator Tochtrop moved that the Senate concur in House amendments to **SB13-249**, as printed in House journal, April 26, page(s) 1304-1305. The motion was **adopted** by 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 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
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		

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

**SB13-213**

by Senator(s) Johnston and Heath; also Representative(s) Hamner--Concerning the financing of public schools, and, in connection therewith, creating the "Public School Finance Act".

Senator Heath moved that the Senate concur in House amendments to **SB13-213**, as printed in House journal, April 22, page(s) 1148-1149, and April 29, page(s) 1337-1340. The motion was **adopted** by the following roll call vote:

YES	32	NO	3	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	N	Steadman	Y
Cadman	Y	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	Y	Jones	Y	Renfroe	Y		

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



YES	20	NO	15	EXCUSED	0	ABSENT	0
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, as amended, was **repassed**.

**SB13-252** by Senator(s) Morse and Schwartz, Carroll, Giron, Jahn, Jones, Nicholson, Steadman; also Representative(s) Ferrandino and Duran, Court, Hamner, Hullinghorst, Kraft-Tharp, McLachlan, Moreno, Rosenthal, Ryden, Schafer, Vigil, Young--Concerning measures to increase Colorado's renewable energy standard so as to encourage the deployment of methane capture technologies.

Senator Schwartz moved that the Senate concur in House amendments to **SB13-252**, as printed in House journal, April 29, page(s) 1318. The motion was **adopted** by 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 question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	18	NO	17	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	N	Lundberg	N	Tochtrop	N
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, as amended, was **repassed**.

**SB13-158** by Senator(s) Balmer; also Representative(s) Ryden--Concerning the continuation of the preparation of cost-benefit analysis of proposed rules of executive branch agencies, and, in connection therewith, implementing the recommendations of the 2012 sunset report of the department of regulatory agencies.

Senator Balmer moved that the Senate concur in House amendments to **SB13-158**, as printed in House journal, April 29, page(s) 1358-1360. The motion was **adopted** by 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 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
Aguilar	N	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		

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

**SB13-260** by Senator(s) Hudak and Steadman; also Representative(s) Hamner--Concerning the financing of public schools, and, in connection therewith, making and reducing an appropriation.

Senator Steadman moved that the Senate concur in House amendments to **SB13-260**, as printed in House journal, April 29, page(s) 1360. The motion was **adopted** by 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 question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
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	Y	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, as amended, was **repassed**.

**RECONSIDERATION OF SB13-200**

**SB13-200** by Senator(s) Aguilar, Kefalas; also Representative(s) Ferrandino--Concerning an increase in the income eligibility for certain optional groups in the medicaid program to one hundred thirty-three percent of the federal poverty line, and, in connection therewith, making and reducing an appropriation.

Having voted on the prevailing side, Majority Leader Carroll moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on SB13-200.

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

**THIRD READING OF BILLS -- FINAL PASSAGE - cont'd**

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

**SB13-200** by Senator(s) Aguilar, Kefalas; also Representative(s) Ferrandino--Concerning an increase in the income eligibility for certain optional groups in the medicaid program to one hundred thirty-three percent of the federal poverty line, and, in connection therewith, making and reducing an appropriation.

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

YES	21	NO	14	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	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**.

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

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

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:

**HB13-1247** by Representative(s) Duran and Singer; also Senator(s) Johnston and Ulibarri--Concerning the innovative motor vehicle income tax credit.

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

**HB13-1193** by Representative(s) Kraft-Tharp and McLachlan; also Senator(s) Jahn and Roberts--Concerning the creation of the advanced industries export acceleration program.

Amendment No. 1, Business, Labor & Technology Committee Amendment.  
(Printed in Senate Journal, April 22, page(s) 982 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.  
(Printed in Senate Journal, April 26, page(s) 1062 and placed in members' bill files.)

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

**HB13-1042** by Representative(s) Kagan; also Senator(s) Guzman--Concerning a state income tax deduction for a taxpayer who is prohibited from claiming a federal income tax deduction by section 280E of the internal revenue code because marijuana is a controlled substance under federal law, and, in connection therewith, making an appropriation.

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

**SB13-283** by Senator(s) Jahn and Baumgardner, Schwartz, Carroll, Grantham, Kerr, Newell, Todd, Ulibarri; also Representative(s) May--Concerning implementation of amendment 64.

Amendment No. 1, Business, Labor & Technology Committee Amendment.  
(Printed in Senate Journal, April 30, page(s) 1034 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.  
(Printed in Senate Journal, April 29, page(s) 1091-1093 and placed in members' bill files.)

Amendment No. 3(L.012), by Senator Jahn.

Amend printed bill, page 3, line 9, strike "(1)" and substitute "(1); and add (2.5)".

Page 3, after line 22 insert:

"(2.5) WHEN PROMULGATING PROGRAM STANDARDS PURSUANT TO SUBSECTION (2) OF THIS SECTION, THE STATE LICENSING AUTHORITY SHALL CONSIDER INPUT FROM OTHER STATE AGENCIES, LOCAL JURISDICTIONS, THE MEDICAL AND RETAIL MARIJUANA INDUSTRY, AND ANY OTHER STATE OR NATIONAL SELLER SERVER PROGRAM."

Amendment No. 4(L.015), by Senator Hodge.

Amend the Appropriations Committee Report, page 2, line 16, after "training." insert "(a)".

Page 2 of the Committee Report, strike line 19 and substitute "IN A

TRAINING ACADEMY FOR BASIC PEACE OFFICER TRAINING.  
 (b) SUBJECT TO THE AVAILABILITY OF SUFFICIENT MONEYS, THE P.O.S.T. BOARD SHALL ARRANGE TO PROVIDE TRAINING IN ADVANCED ROADSIDE IMPAIRED DRIVING ENFORCEMENT TO DRUG RECOGNITION EXPERTS WHO WILL ACT AS TRAINERS IN ADVANCED ROADSIDE IMPAIRED DRIVING ENFORCEMENT FOR ALL PEACE OFFICERS DESCRIBED IN SECTION 16-2.5-101, C.R.S."."

Page 2 of the Committee Report, strike line 26 and substitute:  
 "AND THE GENERAL ASSEMBLY HAS APPROPRIATED SUFFICIENT MONEYS FROM THE FUND FOR SUCH DUTIES."."

Page 2 of the Committee Report, line 33, after "C.R.S.," insert "AND".

Page 2 of the Committee Report, strike line 35 and substitute:  
 "GENERAL ASSEMBLY HAS APPROPRIATED SUFFICIENT MONEYS FROM THE FUND TO THE DEPARTMENT TO PAY FOR THE MONITORING REQUIRED BY THIS SECTION."."

Amendment No. 5(L.010), by Senator Jahn.

Amend the Appropriations Committee Report, dated April 29, 2013, page 4, line 28, strike "27" and substitute "22".

Amendment No. 6(L.016), by Senator Jahn.

Amend printed bill, page 19, line 15, after "CULTIVATION", insert "OR PROCESSING"

Page 20, line 13, strike "MARIJUANA INDUSTRY EXPERTISE." and substitute "RELEVANT EXPERIENCE IN MARIJUANA ISSUES."."

Amendment No. 7(L.020), by Senator Baumgardner.

Amend the Appropriations Committee Report, dated April 29, 2013, page 2 of the committee report, after line 13, insert:

"SECTION 6. In Colorado Revised Statutes, 18-18-426, **add** (2) as follows:

**18-18-426. Drug paraphernalia - definitions.** As used in sections 18-18-425 to 18-18-430, unless the context otherwise requires:

(2) "DRUG PARAPHERNALIA" DOES NOT INCLUDE ANY MARIJUANA ACCESSORIES AS DEFINED IN SECTION 16 (2) (g) OF ARTICLE XVIII OF THE STATE CONSTITUTION IF POSSESSED OR USED BY A PERSON AGE TWENTY-ONE OR OLDER."."

Amendment No. 8(L.022), by Senator Jahn.

Amend the Appropriations Committee Report, dated April 29, 2013, strike line 1 and substitute:

"Amend the printed bill, page 5, line 10, strike "ON THE BASIS THAT" and substitute "AS AGAINST PUBLIC POLICY IF".

Page 5, strike lines 13 through 27."."

Page 2 of the Committee Report, line 10, strike "INCREASED" and substitute "APPROPRIATE".

Page 2 of the Committee Report, after line 14, insert:

"Page 19, line 27, strike "43.3" and substitute "43.4".

Page 20, line 22, after "AGE." add "IN ESTABLISHING EDUCATIONAL MATERIALS, TO THE GREATEST EXTENT POSSIBLE, THE STATE AGENCY SHALL UTILIZE ESTABLISHED BEST PRACTICES AND EXISTING FEDERAL AND STATE RESOURCES."."

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Page 2 of the Committee Report, after line 19, insert: 1  
 "Page 21, strike lines 13 and 14 and substitute: "CONSTITUTION OVER THE 2  
 TWO-YEAR PERIOD BEGINNING JANUARY 1, 2006 AND OVER THE 3  
 TWO-YEAR PERIOD BEGINNING JANUARY 1, 2014." 4  
 Page 21, line 15, after "(2)" insert "TO BE INCLUDED IN THE STUDY, THE 5  
 DIVISION OR CONTRACTOR MUST HAVE DATA FOR BOTH OF THE TWO-YEAR 6  
 PERIODS DESCRIBED IN SUBSECTION (1) IN THIS SECTION." 7  
 Page 21, line 17, after "BY" insert "JUDICIAL DISTRICT AND BY". 8  
 Page 21, strike lines 18 and 19. 9  
 Reletter succeeding paragraphs accordingly. 10  
 Page 21, line 20, strike "SCHOOL DATA," and substitute "COMPREHENSIVE 11  
 SCHOOL DATA, BOTH STATEWIDE AND BY INDIVIDUAL SCHOOL,". 12  
 Page 21, line 24, after "BY" insert "JUDICIAL DISTRICT AND BY". 13  
 Page 22, strike line 5 and substitute: 14  
 "(h) UTILIZATION OF PARCEL SERVICES FOR THE TRANSFER OF 15  
 MARIJUANA;" 16  
 Page 22, strike line 8. 17  
 Reletter succeeding paragraphs accordingly. 18  
 Page 22, strike line 10. 19  
 Reletter succeeding paragraphs accordingly. 20  
 Page 22, line 11, strike "EMERGENCY ROOM DATA," and substitute "DATA 21  
 ON EMERGENCY ROOM VISITS RELATED TO THE USE OF MARIJUANA AND 22  
 THE OUTCOMES OF THOSE VISITS,". 23  
 Page 22, line 14, strike "LAUNDERING." and substitute "LAUNDERING 24  
 RELATING TO BOTH LICENSED AND UNLICENSED MARIJUANA; AND". 25  
 Page 22, after line 14, insert: 26  
 "(m) THE ROLE OF ORGANIZED CRIME IN MARIJUANA." 27  
 Page 2 of the Committee Report, after line 26, insert: 28  
 "Page 23, line 3, after "MONITOR" insert "CHANGES IN DRUG USE 29  
 PATTERNS, BROKEN DOWN BY COUNTY AND RACE AND ETHNICITY, AND". 30  
 Page 23, line 14, after "OF" insert "MARIJUANA OR". 31  
 Page 2 of the Committee Report, after line 35, insert: 32  
 "Page 24, line 3, after "ALL" insert "RETAIL MARIJUANA OR". 33  
 Page 28, line 4, after "RECEPTACLE" insert "OR MARIJUANA ACCESSORY". 34  
 Page 28, line 6, strike "OR". 35  
 Page 28, line 7, strike "REMOVED." and substitute "REMOVED; OR". 36  
 Page 28, after line 7, insert: 37  
 "(III) THERE IS EVIDENCE THAT MARIJUANA HAS BEEN CONSUMED 38  
 WITHIN THE MOTOR VEHICLE." 39  
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Amendment No. 9(L.023), by Senator Jahn.

Amend the Appropriations Committee Report, dated April 29, 2013, 44  
 page 1, line 7, after "THE" insert "DRUG POLICY TASK FORCE OF THE". 45  
 Page 1, line 9, after "THE" insert "COMMISSION WHO SHALL, IN TURN, 46  
 MAKE RECOMMENDATIONS TO THE". 47  
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 52  
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**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE** 55  
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On motion of Senator Guzman, the report of the Committee of the Whole was **adopted** on 59  
the following roll call vote: 60  
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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: SB13-283 as amended, HB13-1247, HB13-1193 as amended, HB13-1042.

**COMMITTEE OF REFERENCE REPORTS**

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB13-1298** 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 **HB13-1268** be postponed indefinitely.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB13-287** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 7, strike line 2 and substitute "(1) introductory portion; and **add** (1) (q), (1) (r), (1) (s), (2), and (3) as".

Page 7, line 7, strike "SUBSECTION (2)" and substitute "SUBSECTIONS (2) AND (3)".

Page 7, line 9, strike "SERVICE;" and substitute "SERVICE PROVIDED BY:  
 (I) INCUMBENT LOCAL EXCHANGE CARRIERS IN GEOGRAPHIC AREAS IN WHICH THE COMMISSION HAS DETERMINED, PURSUANT TO SECTION 40-15-207, THAT EFFECTIVE COMPETITION EXISTS; OR  
 (II) COMPETITIVE LOCAL EXCHANGE CARRIERS;".

Page 7, line 21, after "TARIFFS;" insert "OR".

Page 7, line 23, strike "COMPENSATION; OR" and substitute "COMPENSATION."

Page 7, strike lines 24 through 27 and substitute:

"(3) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE TO THE CONTRARY, THE COMMISSION HAS AUTHORITY TO REGULATE THE IMPLEMENTATION AND PROVISION OF NEXT-GENERATION 911 SERVICE, REGARDLESS OF THE TECHNOLOGY UTILIZED, WHICH IS LIMITED TO:  
 (a) THE REGULATION OF SYSTEM ENHANCEMENTS TO MAINTAIN INTEROPERABILITY; AND  
 (b) THE ESTABLISHMENT AND ENFORCEMENT OF RULES FOR:  
 (I) PRICING;  
 (II) EMERGENCY SERVICE PROVIDER AUTHORITY; AND  
 (III) PERFORMANCE, OPERATIONAL, AND SYSTEM STANDARDS FOR THE OPERATION OF 911 SERVICES."

Page 8, strike line 1.

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State,  
Veterans, &  
Military  
Affairs

After consideration on the merits, the Committee recommends that **HB13-1261** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, line 4, strike "**transitional**" and substitute "**supportive**".

Page 3, line 11, strike "TRANSITIONAL" and substitute "SUPPORTIVE".

Page 3, line 12, strike "TRANSITIONAL" and substitute "SUPPORTIVE".

Page 3, line 14, strike the first "AND" and substitute "OR".

Page 3, line 24, strike "TRANSITIONAL" and substitute "SUPPORTIVE".

Page 4, line 1, strike "TRANSITIONAL" and substitute "SUPPORTIVE".

Page 4, after line 9 insert:

"(c) THE CONTRACTOR OPERATING THE RESIDENTIAL COMMUNITY SHALL GIVE HOMELESS VETERANS PRIORITY FOR PARTICIPATION IN THE RESIDENTIAL COMMUNITY. TO THE EXTENT POSSIBLE, THE CONTRACTOR SHALL ENSURE THAT THE HOMELESS VETERAN POPULATION AT THE RESIDENTIAL COMMUNITY IS AT LEAST PROPORTIONATE TO THE OVERALL PERCENTAGE OF HOMELESS VETERANS WITHIN THE STATE."

Reletter succeeding paragraph accordingly.

Page 6, line 15, strike "act as follows:" and substitute "act."

Page 6, strike lines 16 through 23.

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### INTRODUCTION OF RESOLUTIONS

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

**SR13-005** by Senator(s) Tochtrop; --Concerning the "Colorado Day of Remembrance of the Armenian Genocide" on April 24, 2013.

Laid over until Friday, May 3, 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:

**HB13-1007** by Representative(s) Peniston; also Senator(s) Hudak--Concerning recreation of the early childhood and school readiness legislative commission.  
Education

**HB13-1320** by Representative(s) Waller and Hullinghorst, Foote, Melton, Pettersen, Priola, Singer, Young, Ferrandino, Gardner, Gerou, Landgraf, Lawrence, Levy, Murray, Wilson, Wright; also Senator(s) Heath, Guzman, Hudak, Kerr--Concerning financial support for meritorious Colorado students at state-supported institutions of higher education, and, in connection therewith, making an appropriation.  
Education

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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, May 1 was laid over until Thursday, May 2, retaining its place on the calendar.

General Orders -- Second Reading of Bills: HB13-1182, HB13-1031, HB13-1239, HB13-1301, HB13-1079, HB13-1252, HB13-1206, HB13-1296, HB13-1267.  
 Consideration of Resolutions: HJR13-1004, HJR13-1019, SJR13-034, SJR13-035, SJR13-036, SR13-004.  
 Consideration of Conference Committee Reports: SB13-155.  
 Conference Committees to Report: HB13-1191, HB13-1130.

### TRIBUTES

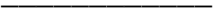
Honoring:

Advocates for Hydrocephalus Awareness in Colorado, raising public awareness through the annual Colorado Hydrocephalus Walk -- By Senator David Balmer.  
 Law Day in Colorado, proclaimed May 1, 2013, as Law Day in Colorado -- By Senator Morgan Carroll and Representative Bob Gardner.  
 Melissa "Missy" Franklin, An inspiration to Coloradans and Americans, but to athletes and young women everywhere -- By Senator Linda Newell and Representative John Buckner.  
 Polton Elementary School, commemerating as they celebrate their Ruby Jubilee -- By Senator Nancy Todd.  
 Alexander Miller, for the outstanding service provided to the Colorado State Senate -- By Senator Gail Schwartz.  
 Alex Cobell, For the outstanding service provided to the Colorado State Senate -- By Senator Mary Hodge.  
 Andrea Tagtow, For the outstanding service provided to the Colorado State Senate -- By Senator Linda Newell.  
 Andrew Sand, For the outstanding service provided to the Colorado State Senate -- By Senator Gail Schwartz.  
 Angelina Sandoval, For the outstanding service provided to the Colorado State Senate -- By Senator Morgan Carroll.  
 Anna Issenberg, For the outstanding service provided to the Colorado State Senate -- By Senator Andy Kerr.  
 Arlene Lang, For the outstanding service provided to the Colorado State Senate -- By Senator Irene Aguilar.  
 Ashley Smith, For the outstanding service provided to the Colorado State Senate -- By Senator Mike Johnston.  
 Audrey Kline, For the outstanding service provided to the Colorado State Senate -- By Senator Cheri Jahn.  
 Blaine McFeeley, For the outstanding service provided to the Colorado State Senate -- By Senator Andy Kerr.  
 Brennan Croy, For the outstanding service provided to the Colorado State Senate -- By Senator Mike Johnston.  
 Charles Oldaker, For the outstanding service provided to the Colorado State Senate -- By Senator Gail Schwartz.  
 Chelsea McDonald, For the outstanding service provided to the Colorado State Senate -- By Senator John Kefalas.  
 Chris Griswold, For the outstanding service provided to the Colorado State Senate -- By Senator Matt Jones.  
 Colleen Murphy, For the outstanding service provided to the Colorado State Senate -- By Senator Rollie Heath.  
 Connor Marvin, For the outstanding service provided to the Colorado State Senate -- By Senator Angela Giron.  
 Damion Lee Natali, For the outstanding service provided to the Colorado State Senate -- By Senator Mike Johnston.  
 David Mallie, For the outstanding service provided to the Colorado State Senate -- By Senator By Senator Jeanne Nicholson.

Deb Williams, For the outstanding service provided to the Colorado State Senate -- By Senator Jeanne Nicholson.	1
Derek Ketner, For the outstanding service provided to the Colorado State Senate -- By Senator John Kefalas.	2
Diane Wright, For the outstanding service provided to the Colorado State Senate -- By Senator Lois Tochtrop.	3
Donna Johnson, For the outstanding service provided to the Colorado State Senate -- By Senator Jessie Ulibarri.	4
Emily Miller, For the outstanding service provided to the Colorado State Senate -- By Senator Andy Kerr.	5
Erin McCann, For the outstanding service provided to the Colorado State Senate -- By Senator Jeanne Nicholson.	6
Erik Shinkle, For the outstanding service provided to the Colorado State Senate -- Senator Gail Schwartz.	7
Evan Spencer, For the outstanding service provided to the Colorado State Senate -- By Senator Irene Aguilar.	8
Fred Franko, For the outstanding service provided to the Colorado State Senate -- By Senator Evie Hudak.	9
Gail Lambert, For the outstanding service provided to the Colorado State Senate -- By Senator Evie Hudak.	10
Gloria Knutson, For the outstanding service provided to the Colorado State Senate -- By Senator Evie Hudak.	11
Grace Donalley, For the outstanding service provided to the Colorado State Senate -- By Senator John Kefalas.	12
Heather Wilson, For the outstanding service provided to the Colorado State Senate -- By Senator, John Kefalas.	13
Jaqueline Ruiz, For the outstanding service provided to the Colorado State Senate -- By Senator Mike Johnston.	14
Jaque McIntyre, For the outstanding service provided to the Colorado State Senate -- By Senator Linda Newell.	15
Jaime Mengus, For the outstanding service provided to the Colorado State Senate -- By Senator Irene Aguilar.	16
Jay Jackson, For the outstanding service provided to the Colorado State Senate -- By Senator Jeanne Nicholson.	17
Jean Greenberg, For the outstanding service provided to the Colorado State Senate -- By Senator Linda Newell.	18
Jennifer Hubbard, For the outstanding service provided to the Colorado State Senate -- By Senator John Kefalas.	19
Joanne Rupperecht, For the outstanding service provided to the Colorado State Senate -- By Senator Irene Aguilar.	20
Joel Kioh, For the outstanding service provided to the Colorado State Senate -- By Senator Rollie Heath.	21
Jordan Logan, For the outstanding service provided to the Colorado State Senate -- By Senator Cheri Jahn.	22
Jordan Oliver Poche, For the outstanding service provided to the Colorado State Senate -- By Senator Morgan Carroll.	23
Jose Sanchez, For the outstanding service provided to the Colorado State Senate -- By Senator Jessie Ulibarri.	24
Justin Hill, For the outstanding service provided to the Colorado State Senate -- By Senator Cheri Jahn.	25
Karen Conover, For the outstanding service provided to the Colorado State Senate -- By Senator Pat Steadman.	26
Katherine Sotos, For the outstanding service provided to the Colorado State Senate -- Senator Gail Schwartz.	27
Kathy Gardiner, For the outstanding service provided to the Colorado State Senate -- By Senator Nancy Todd.	28
Kathy Glatz, For the outstanding service provided to the Colorado State Senate -- By Senator Irene Aguilar.	29
Kelsy Guziak, For the outstanding service provided to the Colorado State Senate -- By Senator Linda Newell.	30
Kristen Schrader, For the outstanding service provided to the Colorado State Senate -- By Senator Jeanne Nicholson.	31
Kyle Robinson, For the outstanding service provided to the Colorado State Senate -- By Senator Irene Aguilar.	32
Lacy Hayes, For the outstanding service provided to the Colorado State Senate -- By Senator, Matt Jones	33
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Larry Myers, For the outstanding service provided to the Colorado State Senate -- By Senator Nancy Todd.	1
Laura Roth, For the outstanding service provided to the Colorado State Senate -- By Senator Irene Aguilar.	2
Lauren Granstorm, For the outstanding service provided to the Colorado State Senate -- By Senator Evie Hudak.	3
Leslie Colwell, For the outstanding service provided to the Colorado State Senate -- By Senator Mike Johnston.	4
Linda Cerva, For the outstanding service provided to the Colorado State Senate -- By Senator Evie Hudak.	5
Lou Irwin, For the outstanding service provided to the Colorado State Senate -- By Senator Irene Aguilar.	6
Mark Spitz, For the outstanding service provided to the Colorado State Senate -- By Senator Mike Johnston.	7
Mary Lindsey, For the outstanding service provided to the Colorado State Senate -- By Senator Evie Hudak.	8
Mary Ulibarri, For the outstanding service provided to the Colorado State Senate -- By Senator Jessie Ulibarri.	9
Mathew Gorenc, For the outstanding service provided to the Colorado State Senate -- By Senator Lucia Guzman.	10
Megan Graves, For the outstanding service provided to the Colorado State Senate -- By Senator Lucia Guzman.	11
Molly Snook, For the outstanding service provided to the Colorado State Senate -- By Senator Angela Giron.	12
Nathan Greenberg, For the outstanding service provided to the Colorado State Senate -- By Senator Linda Newell.	13
Nicholas Horvath, For the outstanding service provided to the Colorado State Senate -- By Senator Morgan Carroll.	14
Norma Ryan, For the outstanding service provided to the Colorado State Senate -- By Senator Lucia Guzman.	15
Patricia Connell, For the outstanding service provided to the Colorado State Senate --By Senator Evie Hudak.	16
Patrick Thibault, For the outstanding service provided to the Colorado State Senate -- By Senator Linda Newell.	17
Peggy Dahms, For the outstanding service provided to the Colorado State Senate -- By Senator Pat Steadman.	18
Randy Sachter, For the outstanding service provided to the Colorado State Senate -- By Senator Jeanne Nicholson.	19
Renee Sanders, For the outstanding service provided to the Colorado State Senate -- By Senator Pat Steadman.	20
Renee Sheeder, For the outstanding service provided to the Colorado State Senate -- By Senator Irene Aguilar.	21
Richard Francescon, For the outstanding service provided to the Colorado State Senate -- Senator Gail Schwartz.	22
Richard Valenty, For the outstanding service provided to the Colorado State Senate -- By Senator Rollie Heath	23
Ricky Colmenero, For the outstanding service provided to the Colorado State Senate -- By Senator Angela Giron.	24
Ron Brady, For the outstanding service provided to the Colorado State Senate -- By Senator Evie Hudak.	25
Ryan Bell, For the outstanding service provided to the Colorado State Senate -- By By Senator Evie Hudak.	26
Sasha Milonova, For the outstanding service provided to the Colorado State Senate -- By Senator Angela Giron.	27
Shadi Barzideh, For the outstanding service provided to the Colorado State Senate -- By Senator John Kefalas.	28
Sharon Majeres, For the outstanding service provided to the Colorado State Senate -- By Senator Irene Aguilar.	29
Sharrae Ivie, For the outstanding service provided to the Colorado State Senate -- By Senator Andy Kerr.	30
Shawn Johnson, For the outstanding service provided to the Colorado State Senate -- By Senator Jessie Ulibarri.	31
Sonia Gutierrez, For the outstanding service provided to the Colorado State Senate -- By Senator Jessie Ulibarri.	32
Sue Marinelli, For the outstanding service provided to the Colorado State Senate -- By Senator Evie Hudak.	33
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Susan Lontine, For the outstanding service provided to the Colorado State Senate -- By 1  
Senator Irene Aguilar. 2  
Terri Slivka, For the outstanding service provided to the Colorado State Senate -- By 3  
Senator Irene Aguilar. 4  
Tyler Drum, For the outstanding service provided to the Colorado State Senate -- John 5  
Kefalas. 6  
Tyler Maybee, For the outstanding service provided to the Colorado State Senate -- By 7  
Senator Nancy Todd. 8  
William Gohl, For the outstanding service provided to the Colorado State Senate -- By 9  
Senator Mike Johnston. 10  
Zach Noriega, For the outstanding service provided to the Colorado State Senate -- By 11  
Senator Evie Hudak. 12



On motion of Majority Leader Carroll, the Senate adjourned until 9:00 a.m., Thursday,  
May 2, 2013. 13  
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Approved: 18  
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John P. Morse 21  
President of the Senate 22  
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Attest: 27

Cindi L. Markwell 28  
Secretary of the Senate 29  
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