

SENATE JOURNAL
 Sixty-fifth General Assembly
STATE OF COLORADO
 First Extraordinary Session

2nd Legislative Day Friday, July 7, 2006

Prayer By Senator Fitz-Gerald. 10
 Pledge By Senator Grossman. 11
 Call to Order By the President at 10:00 a.m. 12
 Roll Call Present--34. 13
 Excused--1; Mitchell. 14
 Present later--Mitchell. 15
 Quorum The President announced a quorum present. 16
 Reading of Journal On motion of Senator Isgar, reading of the Journal of July 6, 2006 was 17
 dispensed with and the Journal was approved as corrected by the Secretary. 18
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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: 28
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SB06S-006 by Senator(s) Boyd; also Representative(s) Green, McGihon--Concerning age restrictions for common law marriage. 30
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The question being "Shall the bill pass?", the roll call was taken with the following result: 34
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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
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| Bacon | Y | Hagedorn | Y | Mitchell | E | Tochtrop | Y |
| Boyd | Y | Isgar | Y | Owen | Y | Traylor | Y |
| Brophy | Y | Johnson | Y | Sandoval | Y | Tupa | Y |
| Dyer | Y | Jones | Y | Shaffer | Y | Veiga | Y |
| Entz | Y | Keller | Y | Spence | Y | Wiens | Y |
| Evans | Y | Kester | Y | Takis | Y | Williams | Y |
| Gordon | Y | Lamborn | Y | Tapia | Y | Windels | Y |
| Groff | Y | May R. | Y | Taylor | Y | President | Y |
| Grossman | Y | McElhany | Y | Teck | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**. 37
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Co-sponsors added: Bacon, Dyer, Entz, Fitz-Gerald, Gordon, Groff, Hagedorn, Isgar, Jones, Keller, Kester, Lamborn, May R., McElhany, Sandoval, Shaffer, Taylor, Teck, Tochtrop, Tupa, Veiga, Williams and Windels. 50
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SB06S-005 by Senator(s) Williams; also Representative(s) Hodge--Concerning a prohibition against coercion of immigrants, and making an appropriation in connection therewith. 57
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The question being "Shall the bill pass?", the roll call was taken with the following result: 60
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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|----------|----|----------|---|----------|---|-----------|---|
| Bacon | Y | Hagedorn | Y | Mitchell | E | Tochtrop | Y |
| Boyd | Y | Isgar | Y | Owen | Y | Traylor | Y |
| Brophy | Y | Johnson | Y | Sandoval | Y | Tupa | Y |
| Dyer | Y | Jones | Y | Shaffer | Y | Veiga | Y |
| Entz | Y | Keller | Y | Spence | Y | Wiens | Y |
| Evans | Y | Kester | Y | Takis | Y | Williams | Y |
| Gordon | Y | Lamborn | Y | Tapia | Y | Windels | Y |
| Groff | Y | May R. | Y | Taylor | Y | President | Y |
| Grossman | Y | McElhany | Y | Teck | Y | | |

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

Co-sponsors added: Boyd, Evans, Fitz-Gerald, Gordon, Groff, Keller, Shaffer, Tochtrop and Windels.

SB06S-002 by Senator(s) Veiga; also Representative(s) McCluskey--Concerning the time within which the Colorado supreme court is required to act on an appeal of a ruling of the title board relating to an initiative petition.

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

| YES | 22 | NO | 13 | EXCUSED | 0 | ABSENT | 0 |
|----------|----|----------|----|----------|---|-----------|---|
| Bacon | Y | Hagedorn | Y | Mitchell | Y | Tochtrop | Y |
| Boyd | Y | Isgar | Y | Owen | Y | Traylor | N |
| Brophy | N | Johnson | Y | Sandoval | N | Tupa | Y |
| Dyer | N | Jones | N | Shaffer | Y | Veiga | Y |
| Entz | N | Keller | Y | Spence | Y | Wiens | N |
| Evans | N | Kester | Y | Takis | Y | Williams | Y |
| Gordon | Y | Lamborn | N | Tapia | Y | Windels | Y |
| Groff | Y | May R. | N | Taylor | N | President | Y |
| Grossman | N | McElhany | N | Teck | Y | | |

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

Co-sponsors added: Boyd.

SB06S-004 by Senator(s) Shaffer; also Representative(s) McFadyen--Concerning a prohibition against the extortion of immigrants.

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

| YES | 23 | NO | 12 | EXCUSED | 0 | ABSENT | 0 |
|----------|----|----------|----|----------|---|-----------|---|
| Bacon | Y | Hagedorn | Y | Mitchell | Y | Tochtrop | Y |
| Boyd | Y | Isgar | Y | Owen | Y | Traylor | N |
| Brophy | N | Johnson | Y | Sandoval | N | Tupa | N |
| Dyer | N | Jones | N | Shaffer | Y | Veiga | Y |
| Entz | N | Keller | Y | Spence | Y | Wiens | N |
| Evans | N | Kester | Y | Takis | Y | Williams | Y |
| Gordon | Y | Lamborn | N | Tapia | Y | Windels | Y |
| Groff | Y | May R. | N | Taylor | Y | President | Y |
| Grossman | Y | McElhany | N | Teck | Y | | |

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

Co-sponsors added: Bacon, Groff, Williams and Windels.

SB06S-007 by Senator(s) Gordon; also Representative(s) Buescher--Concerning the creation of a class 5 felony offense for any person who votes in any election provided by law knowing that the person is not entitled to vote in such election, and making an appropriation in connection therewith.

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

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| YES | 31 | NO | 4 | EXCUSED | 0 | ABSENT | 0 |
|----------|----|----------|---|----------|---|-----------|---|
| Bacon | Y | Hagedorn | Y | Mitchell | Y | Tochtrop | Y |
| Boyd | Y | Isgar | Y | Owen | Y | Traylor | Y |
| Brophy | Y | Johnson | Y | Sandoval | N | Tupa | N |
| Dyer | Y | Jones | Y | Shaffer | Y | Veiga | Y |
| Entz | Y | Keller | Y | Spence | Y | Wiens | Y |
| Evans | Y | Kester | Y | Takis | Y | Williams | Y |
| Gordon | Y | Lamborn | Y | Tapia | N | Windels | Y |
| Groff | N | May R. | Y | Taylor | Y | President | Y |
| Grossman | Y | McElhany | Y | Teck | Y | | |

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

Co-sponsors added: Bacon, Boyd, Brophy, Dyer, Isgar, Jones, Keller, Lamborn, May R., Shaffer, Taylor, Teck, Tochtrop and Wiens.

SENATE SERVICES REPORT

Correctly Printed: SB06S-001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, 012, and 013; SCR06S-001, 002, and 003; SJM06S-001; SR06S-001.
Correctly Engrossed: SB06S-001, 002, 004, 005, 006, and 007; SR06S-001.
Correctly Revised: HJR06S-1001.
Correctly Enrolled: SR06S-001.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

July 7, 2006

Madame President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB06S-1001, amended as printed in House Journal, July 6, page 21.
 HB06S-1002, amended as printed in House Journal, July 6, pages 21-22.
 HB06S-1005, amended as printed in House Journal, July 6, page 22.
 HB06S-1009, amended as printed in House Journal, July 6, pages 22-23.
 HB06S-1012, amended as printed in House Journal, July 6, page 24.
 HB06S-1014, amended as printed in House Journal, July 6, page 23.
 HB06S-1015, amended as printed in House Journal, July 6, page 24.
 HB06S-1020, amended as printed in House Journal, July 6, page 23.
 HB06S-1017, amended as printed in House Journal, July 6, page 28.
 HB06S-1018, amended as printed in House Journal, July 6, pages 27-28.
 HB06S-1022, amended as printed in House Journal, July 6, page 28.

MESSAGE FROM THE REVISOR OF STATUTES

July 7, 2006

We herewith transmit:

Without comment, as amended, HB06S-1001, 1002, 1005, 1009, 1012, 1014, 1015, 1017, 1018, 1020, and 1022.

INTRODUCTION OF BILLS -- FIRST READING

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

HB06S-1001 by Representative(s) Carroll M.; also Senator(s) Hagedorn--Concerning the requirement that an employer verify that it does not employ illegal immigrants in order to qualify for an economic development incentive awarded by the Colorado economic development commission.
 Business, Labor and Technology

- HB06S-1002** by Representative(s) Cloer, Madden; also Senator(s) Keller, Johnson--Concerning the provision of health services for all persons in the case of communicable diseases.
State, Veterans & Military Affairs
- HB06S-1005** by Representative(s) Borodkin; also Senator(s) Shaffer--Concerning a prohibition against the coercion of immigrants, and making an appropriation in connection therewith.
Judiciary
- HB06S-1009** by Representative(s) Crane, Schultheis, Harvey; also Senator(s) Johnson--Concerning a requirement that governmental entities issue authorizations only to persons who are lawfully present in the United States, and making an appropriation in connection therewith.
Business, Labor and Technology
- HB06S-1012** by Representative(s) Stafford, Schultheis, May M., Harvey; also Senator(s) Johnson--Concerning involuntary servitude, and making an appropriation in connection therewith.
Judiciary
- HB06S-1014** by Representative(s) Buescher; also Senator(s) Tapia--Concerning the recovery of federal reimbursement for costs to the state of Colorado associated with illegal immigration, and making an appropriation therefor.
Judiciary
- HB06S-1015** by Representative(s) Kerr A., Kerr J., McGihon; also Senator(s) Keller--Concerning a requirement that a person withhold Colorado income tax from a payment to a person other than an employee for services performed.
Business, Labor and Technology
- HB06S-1017** by Representative(s) Solano, Paccione; also Senator(s) Bacon--Concerning documentation by an employer that demonstrates compliance with federal employment verification requirements, and making an appropriation in connection therewith.
Business, Labor and Technology
- HB06S-1018** by Representative(s) White, May M.; also Senator(s) Teck--Concerning the verification of an employee's identification.
State, Veterans & Military Affairs
- HB06S-1020** by Representative(s) Benefield, Berens, Harvey, Kerr J., Penry, Schultheis; also Senator(s) Windels--Concerning the elimination of a state income tax benefit for a business that pays an unauthorized alien to perform labor services, and, in connection therewith, prohibiting certain wages or remuneration paid to an unauthorized alien for labor services from being claimed as a deductible business expense for state income tax purposes if, at the time the business hired the unauthorized alien, the business knew or reasonably should have known of the unauthorized status of the alien unless specified exceptions apply and, to the extent such a payment was claimed as a deduction in determining the business' federal income tax liability, requiring an amount equal to the prohibited deduction to be added to the business' federal taxable income for the purpose of determining state income tax liability.
Business, Labor and Technology
- HB06S-1022** by Representative(s) Pommer; also Senator(s) Tochtrop--Concerning directing the state attorney general to initiate a lawsuit to demand that immigration laws be enforced at the federal level.
Judiciary

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB06S-011** be postponed indefinitely.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB06S-010** be postponed indefinitely.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SJM06S-001** be postponed indefinitely.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB06S-009** be postponed indefinitely.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB06S-012** be postponed indefinitely.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB06S-013** be postponed indefinitely.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SCR06S-003** be postponed indefinitely.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SCR06S-001** be postponed indefinitely.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SCR06S-002** be postponed indefinitely.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB06S-1015** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 14, strike "TO ANY" and substitute "FOR SERVICES TO ANY NATURAL";

line 21, after "PROVIDE", insert "A VALIDATED SOCIAL SECURITY NUMBER OR".

Page 3, after line 24, insert the following:

"(f) FOR PURPOSES OF THIS SUBSECTION (18), "VALIDATED SOCIAL SECURITY NUMBER" MEANS A NUMBER THAT HAS BEEN CONFIRMED BY THE PERSON OR EMPLOYER MAKING A PAYMENT TO A PERSON THROUGH THE SOCIAL SECURITY NUMBER VERIFICATION SYSTEM MADE AVAILABLE BY THE SOCIAL SECURITY ADMINISTRATION OR ANY OTHER EQUALLY EFFECTIVE FORM OF THIRD-PARTY VERIFICATION APPROVED BY THE DEPARTMENT OF REVENUE AS HAVING BEEN ASSIGNED BY THE ADMINISTRATION TO THE PERSON TO WHOM PAYMENT IS MADE."

Reletter succeeding paragraphs accordingly.

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB06S-1009** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, line 18, after the period, add "THE DIVISION, BOARD, OR AGENCY SHALL NOT SELL OR UTILIZE FOR ANY PURPOSE OTHER THAN THOSE SPECIFIED IN LAW THE INFORMATION CONTAINED IN THE SECURE AND VERIFIABLE DOCUMENT, AND SHALL KEEP SUCH INFORMATION CONFIDENTIAL UNLESS DISCLOSURE IS REQUIRED BY LAW."

Page 3, line 24, after the period, add "A LOCAL GOVERNMENT SHALL NOT SELL OR UTILIZE FOR ANY PURPOSE OTHER THAN THOSE SPECIFIED IN LAW THE INFORMATION CONTAINED IN THE SECURE AND VERIFIABLE DOCUMENT, AND SHALL KEEP SUCH INFORMATION CONFIDENTIAL UNLESS DISCLOSURE IS REQUIRED BY LAW."

Page 4, line 21, after the period, add "A COUNTY SHALL NOT SELL OR UTILIZE FOR ANY PURPOSE OTHER THAN THOSE SPECIFIED IN LAW THE INFORMATION CONTAINED IN THE SECURE AND VERIFIABLE DOCUMENT, AND SHALL KEEP SUCH INFORMATION CONFIDENTIAL UNLESS DISCLOSURE IS REQUIRED BY LAW."

Page 5, line 18, after the period, add "A MUNICIPALITY SHALL NOT SELL OR UTILIZE FOR ANY PURPOSE OTHER THAN THOSE SPECIFIED IN LAW THE INFORMATION CONTAINED IN THE SECURE AND VERIFIABLE DOCUMENT, AND SHALL KEEP SUCH INFORMATION CONFIDENTIAL UNLESS DISCLOSURE IS REQUIRED BY LAW."

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB06S-1017** be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB06S-1020** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, line 25, strike "OR REASONABLY SHOULD HAVE KNOWN".

Page 4, line 8, strike "PRIOR TO JANUARY";

strike line 9 and substitute the following:

"BEFORE THE EFFECTIVE DATE OF THIS PARAGRAPH (b);";

line 19, after "**referendum.**", insert "(1)";

line 27, strike " _____ " and substitute "ONE HUNDRED FIFTY THOUSAND DOLLARS".

Page 5, line 8, strike "OR REASONABLY SHOULD HAVE KNOWN";

after line 17, insert the following:

"(2) In accordance with section 1-5-407 (5), Colorado Revised Statutes, it is the intent of the general assembly that this act, as a measure to increase taxes, be printed on the ballot immediately following all constitutional referred measures and before any other statutory referred measures and lettered accordingly."

Page 1, line 108, strike "OR";

line 109, strike "REASONABLY SHOULD HAVE KNOWN".

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB06S-1001** be referred to the Committee of the Whole with favorable recommendation.

Senate in recess. Senate reconvened.

Appropriations

After consideration on the merits, the Committee recommends that **HB06S-1009** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB06S-1020** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB06S-1002** be referred to the Committee of the Whole with favorable recommendation.

On motion of Senator Gordon, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB06S-1015, HB06S-1001, HB06S-1009, HB06S-1020, HB06S-1002 were made Special Orders at 6:50 p.m.

Committee
of the
Whole

The hour of 6:50 p.m. having arrived, Senator Gordon moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills and Senator Veiga was called to the Chair to act as Chairman.

SPECIAL 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:

HB06S-1015 by Representative(s) Kerr A., Kerr J., McGihon; also Senator(s) Keller--Concerning a requirement that a person withhold Colorado income tax from a payment to a person other than an employee for services performed.

A majority of all members elected to the Senate having voted in the affirmative, the bill was referred to the Committee on Appropriations.

HB06S-1009 by Representative(s) Crane, Schultheis, Harvey; also Senator(s) Johnson--Concerning a requirement that governmental entities issue authorizations only to persons who are lawfully present in the United States, and making an appropriation in connection therewith.

Amendment No. 1, Business, Labor, and Technology Committee Amendment.
(Printed in Senate Journal, July 7, page 23 and placed in members' bill files.)

Amendment No. 2(L.006), by Senator Johnson.

Amend the Business, Labor, and Technology Committee Report, dated July 7, 2006, page 1, line 1, strike "18," and substitute "16, after "STATES.", insert "SUCH DIVISION, BOARD, OR AGENCY HAS NO AFFIRMATIVE DUTY TO INITIATE AN INVESTIGATION OF THE IMMIGRATION STATUS OF THE PERSON FOR PURPOSES OF SUCH REVOCATION.";

line 18,";

strike lines 7 through 11 of the committee report and substitute the following:

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"Page 3, strike lines 6 through 27.

Page 4, strike lines 1 through 7.

Renumber succeeding sections accordingly.";

line 12 of the committee report, strike "21," and substitute "13, strike "PURSUANT TO THIS TITLE" and substitute "BY A COUNTY";

line 19, after "STATES.", insert "A COUNTY HAS NO AFFIRMATIVE DUTY TO INITIATE AN INVESTIGATION OF THE IMMIGRATION STATUS OF THE PERSON FOR PURPOSES OF SUCH REVOCATION.";

line 21,";

line 17 of the committee report, strike "18," and substitute "10, strike "PURSUANT TO THIS TITLE" and substitute "BY A MUNICIPALITY";

line 16, after "STATES.", insert "A MUNICIPALITY HAS NO AFFIRMATIVE DUTY TO INITIATE AN INVESTIGATION OF THE IMMIGRATION STATUS OF THE PERSON FOR PURPOSES OF SUCH REVOCATION.";

line 18,";

after line 21 of the committee report, insert the following:

"Page 6, line 16, strike "September 1, 2006," and substitute "January 1, 2007,".".

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

HB06S-1020 by Representative(s) Benefield, Berens, Harvey, Kerr J., Penry, Schultheis; also Senator(s) Windels--Concerning the elimination of a state income tax benefit for a business that pays an unauthorized alien to perform labor services, and, in connection therewith, prohibiting certain wages or remuneration paid to an unauthorized alien for labor services from being claimed as a deductible business expense for state income tax purposes if, at the time the business hired the unauthorized alien, the business knew of the unauthorized status of the alien unless specified exceptions apply and, to the extent such a payment was claimed as a deduction in determining the business' federal income tax liability, requiring an amount equal to the prohibited deduction to be added to the business' federal taxable income for the purpose of determining state income tax liability.

Amendment No. 1, Business, Labor, and Technology Committee Amendment.
(Printed in Senate Journal, July 7, page 22 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

HB06S-1002 by Representative(s) Cloer, Madden; also Senator(s) Keller, Johnson--Concerning the provision of health services for all persons in the case of communicable diseases.

Ordered revised and placed on the calendar for Third Reading and Final Passage.

HB06S-1001 by Representative(s) Carroll M.; also Senator(s) Hagedorn--Concerning the requirement that an employer verify that it does not employ illegal immigrants in order to qualify for an economic development incentive awarded by the Colorado economic development commission.

Amendment No. 1(L.005), by Senator Evans.

Amend reengrossed bill, page 4, after line 24, insert the following:

"(6) UPON DETERMINATION THAT AN EMPLOYER IS INELIGIBLE TO RECEIVE AN ECONOMIC DEVELOPMENT INCENTIVE PURSUANT TO THIS SECTION, THE COMMISSION SHALL ALLOW THE EMPLOYER TO APPEAR AT A HEARING BEFORE THE COMMISSION AND TO ESTABLISH PROOF THAT THE

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EMPLOYER IS IN COMPLIANCE WITH THE PROVISIONS OF 8 U.S.C. SEC. 1324a.";

line 25, strike "(6)" and substitute "(7)".

Amendment No. 2(L.007), by Senator Hagedorn.

Amend the Evans floor amendment, (HB1001_L.005), page 1, strike line 7 and substitute the following:

"1324a. THE COMMISSION SHALL SATISFY THE REQUIREMENTS OF THIS SUBSECTION (6) WITHIN EXISTING RESOURCES.";

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

HB06S-1001 by Representative(s) Carroll M.; also Senator(s) Hagedorn--Concerning the requirement that an employer verify that it does not employ illegal immigrants in order to qualify for an economic development incentive awarded by the Colorado economic development commission.

Senator Wiens moved to amend the Report of the Committee of the Whole to show that the following Wiens floor amendment, (L.008) to HB06S-1001, did pass.

Amend reengrossed bill, page 4, after line 26, insert the following:

"(7) AN EMPLOYER MAY REQUEST QUARTERLY REPORTS FROM ANY LABOR ORGANIZATION THAT ACTS AS A COLLECTIVE BARGAINING AGENT FOR THE EMPLOYER'S EMPLOYEES INDICATING ANY INFORMATION IT HAS ON THE CITIZENSHIP STATUS OF ITS MEMBERS.".

The amendment to the Report of the Committee of the Whole was declared LOST on the following roll call vote:

| YES | 17 | NO | 18 | EXCUSED | 0 | ABSENT | 0 |
|----------|----|----------|----|----------|---|-----------|---|
| Bacon | N | Hagedorn | N | Mitchell | Y | Tochtrop | N |
| Boyd | N | Isgar | N | Owen | Y | Traylor | Y |
| Brophy | Y | Johnson | Y | Sandoval | N | Tupa | N |
| Dyer | Y | Jones | Y | Shaffer | N | Veiga | N |
| Entz | Y | Keller | N | Spence | Y | Wiens | Y |
| Evans | Y | Kester | Y | Takis | N | Williams | N |
| Gordon | N | Lamborn | Y | Tapia | N | Windels | N |
| Groff | N | May R. | Y | Taylor | Y | President | N |
| Grossman | N | McElhany | Y | Teck | Y | | |

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Veiga, the Report of the Committee of the Whole was adopted and, a majority of all members elected to the Senate having voted in the affirmative, the following action was taken:

Passed on Second Reading: HB06S-1009 as amended, HB06S-1020 as amended, HB06S-1002, HB06S-1001 as amended.

Referred to the Committee on Appropriations: HB06S-1015.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB06S-1017** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, strike line 19 and substitute the following:

"(2) (a) ON AND AFTER THE DATE SPECIFIED PURSUANT TO FEDERAL LAW AND RULES FOR THE STATE OF COLORADO TO COMPLY WITH 49 U.S.C. SEC. 30301 ET SEQ., EACH EMPLOYER IN COLORADO SHALL AFFIRM THAT THE";

line 20, strike "VERIFIED" and substitute "EXAMINED".

Page 3, strike line 5 and substitute the following:

"SHALL KEEP A WRITTEN OR ELECTRONIC COPY OF THE AFFIRMATION, AND OF THE";

after line 7, insert the following:

"(b) THE DIRECTOR SHALL INFORM THE REVISOR OF STATUTES IN WRITING OF THE COMPLIANCE DATE SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (2).";

line 15, strike "UPON RECEIPT OF ANY" and substitute "WHEN THE DIRECTOR HAS REASON TO BELIEVE";

line 16, strike "CREDIBLE COMPLAINT";

line 19, after "WHO", insert "KNOWINGLY";

strike lines 20 and 21 and substitute the following:

"REQUIRED BY THIS SECTION, OR WHO KNOWINGLY SUBMITS FALSE OR FRAUDULENT DOCUMENTATION,";

line 22, strike "FALSE OR FRAUDULENT,".

Page 4, strike lines 6 through 25.

Senate in recess. Senate reconvened.

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On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of July 7 was laid over until Saturday, July 8, 2006, retaining its place on the calendar.

Third Reading of Bills -- Final Passage: SB06S-001.

On motion of Senator Gordon, the Senate adjourned until 10:00 a.m., Saturday, July 8, 2006.

Approved:

Joan Fitz-Gerald
President of the Senate

Attest:

Karen Kuhlmann
Acting Secretary of the Senate

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