

HOUSE JOURNAL
SIXTY-FIFTH GENERAL ASSEMBLY
STATE OF COLORADO
Second Regular Session

One hundred-thirteenth Legislative Day Wednesday, May 3, 2006

1 Prayer by the Reverend Doctor Cynthia Cearley, Montview Presbyterian
2 Church, Denver.

3
4 The Speaker called the House to order at 9:00 a.m.

5
6 Pledge of Allegiance led by Dirk Smuin, Nucla High School, Nucla.

7
8 The roll was called with the following result:

9
10 Present--62.
11 Excused--Representatives Coleman, Harvey, McGihon--3.
12 Present after roll call--Representatives Coleman, Harvey,
13 McGihon.

14
15 The Speaker declared a quorum present.

16
17
18 On motion of Representative Witwer, the reading of the journal of
19 May 2, 2006, was declared dispensed with and approved as corrected by
20 the Chief Clerk.

THIRD READING OF BILLS--FINAL PASSAGE

21
22
23
24
25 The following bills were considered on Third Reading. The titles were
26 publicly read. Reading of the bill at length was dispensed with by
27 unanimous consent.

28
29 **SB06-059** by Senator(s) Tapia, Hanna; also Representative(s)
30 Frangas, Marshall, McGihon--Concerning children's
31 dental programs, and making an appropriation therefor.

32
33 The question being "Shall the bill pass?".
34 A roll call vote was taken. As shown by the following recorded vote, a
35 majority of those elected to the House voted in the affirmative and the bill
36 was declared **passed**.

37
38

	YES	55	NO	07	EXCUSED	01	ABSENT	02
39	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
40	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
41	Berens	Y	Garcia	Y	Liston	N	Riesberg	Y
42	Borodkin	Y	Gardner	Y	Lundberg	N	Rose	N
43	Buescher	Y	Green	Y	Madden	Y	Schultheis	N

1	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
2	Cadman	N	Harvey	E	Massey	Y	Soper	Y
3	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
4	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	-
5	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
6	Clapp	N	Jahn	Y	McGihon	Y	Todd	Y
7	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
8	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
9	Crane	Y	Kerr J	-	Paccione	Y	Welker	N
10	Curry	Y	King	Y	Penry	Y	White	Y
11	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
12							Speaker	Y

13 Co-sponsors added: Representatives Benefield, Berens, Buescher, Carroll T,
14 Coleman, Kerr A, Madden, McFadyen, Merrifield, Paccione, Solano, Stafford,
15 Sullivan, Todd.

16
17 **HB06-1410** by Representative(s) Plant, Benefield, Marshall,
18 McCluskey, Knoedler, Sullivan, White; also Senator(s)
19 Groff--Concerning creation of the health disparities grant
20 program fund, and making an appropriation in connection
21 therewith.

22
23 The question being "Shall the bill pass?".

24 A roll call vote was taken. As shown by the following recorded vote, a
25 majority of those elected to the House voted in the affirmative and the bill
26 was declared **passed**.

27	YES	62	NO	02	EXCUSED	01	ABSENT	00
28								
29	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
30	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
31	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
32	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
33	Buescher	Y	Green	Y	Madden	Y	Schultheis	N
34	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
35	Cadman	Y	Harvey	E	Massey	Y	Soper	Y
36	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
37	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	N
38	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
39	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
40	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
41	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
42	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
43	Curry	Y	King	Y	Penry	Y	White	Y
44	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
45							Speaker	Y

46 Co-sponsors added: Representatives Berens, Borodkin, Carroll M, Carroll T,
47 Coleman, Hodge, Madden, McGihon, Merrifield, Paccione, Solano, Stafford.

48
49 **SB06-065** by Senator(s) Windels; also Representative(s) McKinley--
50 Concerning the capital construction needs of Colorado
51 public schools, and making an appropriation therefor.

52
53 The question being "Shall the bill pass?".

54 A roll call vote was taken. As shown by the following recorded vote, a
55 majority of those elected to the House voted in the affirmative and the bill
56 was declared **passed**.

	YES	40	NO	24	EXCUSED	01	ABSENT	00
1								
2	Balmer	Y	Frangas	Y	Larson	N	Pommer	Y
3	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
4	Berens	Y	Garcia	Y	Liston	N	Riesberg	Y
5	Borodkin	Y	Gardner	N	Lundberg	N	Rose	N
6	Buescher	Y	Green	Y	Madden	Y	Schultheis	N
7	Butcher	Y	Hall	N	Marshall	Y	Solano	Y
8	Cadman	N	Harvey	E	Massey	Y	Soper	Y
9	Carroll M	Y	Hefley	N	May	N	Stafford	Y
10	Carroll T	Y	Hodge	Y	McCluskey	N	Stengel	N
11	Cerbo	Y	Hoppe	N	McFadyen	Y	Sullivan	N
12	Clapp	N	Jahn	Y	McGihon	Y	Todd	Y
13	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
14	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	N
15	Crane	N	Kerr J	N	Paccione	Y	Welker	N
16	Curry	Y	King	N	Penry	N	White	N
17	Decker	Y	Knoedler	N	Plant	N	Witwer	Y
18							Speaker	Y

19 Co-sponsors added: Representatives Benefield, Berens, Coleman, Gallegos,
20 Green, Kerr A, Madden, Merrifield, Paccione, Solano, Todd, Vigil.

24 MESSAGE FROM THE SENATE

25
26 The Senate has adopted and transmits herewith: SJR06-053 and
27 SJR06-044.

31 INTRODUCTION AND CONSIDERATION OF RESOLUTION

32
33 **SJR06-053** by Senator(s) Tochtrop, Boyd; also Representative(s)
34 Green, Cadman--Concerning the designation of the week
35 of May 14-20, 2006, as Police Week and May 15, 2006, as
36 Peace Officers' Memorial Day.

37
38 (Printed and placed in members file)

39
40 On motion of Representative Madden, the rules were suspended and the
41 resolution given immediate consideration.

42
43 On request of Representative Cadman, the resolution was read at length.

44
45 On motion of Representative Green, the resolution was **adopted** by **viva**
46 **voce** vote.

47
48 Co-sponsors added: Roll Call of the House.

51 THIRD READING OF BILLS--FINAL PASSAGE

52 (Continued)

53
54 **SB06-224** by Senator(s) Traylor, Grossman, Tupa; also
55 Representative(s) Harvey, Carroll T.--Concerning event
56 data recorded as a motor vehicle feature.

1 The question being "Shall the bill pass?".
 2 A roll call vote was taken. As shown by the following recorded vote, a
 3 majority of those elected to the House voted in the affirmative and the
 4 bill was declared **passed**.

	YES	63	NO	02	EXCUSED	00	ABSENT	00
7	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
8	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	N
9	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
10	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
11	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
12	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
13	Cadman	Y	Harvey	Y	Massey	Y	Soper	N
14	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
15	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
16	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
17	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
18	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
19	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
20	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
21	Curry	Y	King	Y	Penry	Y	White	Y
22	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
23							Speaker	Y

24 Co-sponsors added: Representatives Borodkin, Buescher, Decker, Hefley,
 25 Hodge, McFadyen, Pommer, Rose, Schultheis, Stengel, Sullivan, Welker,
 26 White.

27
 28 **HB06-1404** by Representative(s) Todd, Balmer, Benefield, Borodkin,
 29 Garcia, Merrifield, Pommer, Solano; also Senator(s)
 30 Bacon--Concerning the creation of a support education
 31 special license plate, and making an appropriation
 32 therefor.

33
 34 As shown by the following roll call vote, a majority of all members
 35 elected to the House voted in the affirmative, and Representative Todd
 36 was given permission to offer a Third Reading amendment:

	YES	64	NO	01	EXCUSED	00	ABSENT	00
39	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
40	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
41	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
42	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
43	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
44	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
45	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
46	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
47	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
48	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
49	Clapp	N	Jahn	Y	McGihon	Y	Todd	Y
50	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
51	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
52	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
53	Curry	Y	King	Y	Penry	Y	White	Y
54	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
55							Speaker	Y

56

1 **Third Reading amendment No. 1**, by Representative Todd.

2
3 Amend engrossed bill, page 2, strike lines 13 and 14 and substitute the
4 following:

5
6 "(b) THE DESIGN FOR THE SPECIAL LICENSE PLATE SHALL".

7
8 The amendment was declared **passed** by the following roll call vote:

9

10	YES	64	NO	01	EXCUSED	00	ABSENT	00
11	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
12	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
13	Berens	Y	Garcia	Y	Liston	Y	Riesberg	N
14	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
15	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
16	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
17	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
18	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
19	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
20	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
21	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
22	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
23	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
24	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
25	Curry	Y	King	Y	Penry	Y	White	Y
26	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
27							Speaker	Y

28
29 The question being, "Shall the bill, as amended, pass?".

30 A roll call vote was taken. As shown by the following recorded vote, a
31 majority of those elected to the House voted in the affirmative, and the
32 bill, as amended, was declared **passed**.

33

34	YES	43	NO	22	EXCUSED	00	ABSENT	00
35	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
36	Benefield	Y	Gallegos	Y	Lindstrom	N	Ragsdale	Y
37	Berens	Y	Garcia	Y	Liston	N	Riesberg	N
38	Borodkin	Y	Gardner	N	Lundberg	N	Rose	N
39	Buescher	Y	Green	Y	Madden	Y	Schultheis	N
40	Butcher	Y	Hall	N	Marshall	Y	Solano	Y
41	Cadman	N	Harvey	N	Massey	N	Soper	Y
42	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
43	Carroll T	Y	Hodge	Y	McCluskey	N	Stengel	N
44	Cerbo	Y	Hoppe	N	McFadyen	Y	Sullivan	Y
45	Clapp	N	Jahn	N	McGihon	Y	Todd	Y
46	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
47	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
48	Crane	N	Kerr J	Y	Paccione	Y	Welker	N
49	Curry	Y	King	N	Penry	N	White	N
50	Decker	Y	Knoedler	Y	Plant	Y	Witwer	N
51							Speaker	Y

52 Co-sponsors added: Representatives Berens, Cloer, Coleman, McFadyen,
53 Ragsdale, Stafford.

54
55

1 **HCR06-1011** by Representative(s) Butcher, Romanoff, Madden,
 2 Gallegos, Coleman, Vigil, Carroll M., Frangas, Garcia,
 3 Green, Lindstrom, McKinley, Merrifield, Plant, Soper;
 4 also Senator(s) Tapia, Groff, Grossman--Submitting to the
 5 registered electors of the state of Colorado amendments to
 6 sections 1, 4, 6 (2), and 23 of article IV of the constitution
 7 of the state of Colorado, concerning the popular election
 8 of the state office of the commissioner of insurance.
 9

10 The question being "Shall the concurrent resolution pass?".
 11 A roll call vote was taken. As shown by the following recorded vote, less
 12 than a constitutional two-thirds majority of those elected to the House
 13 voted in the affirmative and the concurrent resolution was declared **lost**.
 14

	YES	32	NO	33	EXCUSED	00	ABSENT	00
16	Balmer	N	Frangas	Y	Larson	N	Pommer	Y
17	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
18	Berens	N	Garcia	Y	Liston	N	Riesberg	N
19	Borodkin	N	Gardner	N	Lundberg	N	Rose	N
20	Buescher	N	Green	Y	Madden	Y	Schultheis	N
21	Butcher	Y	Hall	N	Marshall	Y	Solano	Y
22	Cadman	N	Harvey	N	Massey	N	Soper	Y
23	Carroll M	Y	Hefley	N	May	N	Stafford	N
24	Carroll T	Y	Hodge	Y	McCluskey	N	Stengel	N
25	Cerbo	Y	Hoppe	N	McFadyen	Y	Sullivan	N
26	Clapp	N	Jahn	N	McGihon	Y	Todd	Y
27	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
28	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
29	Crane	N	Kerr J	N	Paccione	Y	Welker	N
30	Curry	Y	King	N	Penry	N	White	N
31	Decker	N	Knoedler	N	Plant	Y	Witwer	N
32							Speaker	Y

33
 34 **SB06-089** by Senator(s) Hagedorn; also Representative(s)
 35 Carroll M.--Concerning common interest communities.
 36

37 The question being "Shall the bill pass?".
 38 A roll call vote was taken. As shown by the following recorded vote, a
 39 majority of those elected to the House voted in the affirmative and the bill
 40 was declared **passed**.
 41

	YES	64	NO	01	EXCUSED	00	ABSENT	00
43	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
44	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
45	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
46	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
47	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
48	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
49	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
50	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
51	Carroll T	Y	Hodge	Y	McCluskey	N	Stengel	Y
52	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
53	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
54	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
55	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
56	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y

1	Curry	Y	King	Y	Penry	Y	White	Y
2	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
3							Speaker	Y

4 Co-sponsor added: Representative Larson.

5
6 **SB06-130** by Senator(s) Bacon; also Representative(s) White--
7 Concerning the restoration of funding for boards of
8 cooperative services, and making an appropriation
9 therefor.

10
11 The question being "Shall the bill pass?".

12 A roll call vote was taken. As shown by the following recorded vote, a
13 majority of those elected to the House voted in the affirmative and the bill
14 was declared **passed**.

16	YES	61	NO	04	EXCUSED	00	ABSENT	00
17	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
18	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
19	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
20	Borodkin	Y	Gardner	Y	Lundberg	N	Rose	Y
21	Buescher	Y	Green	Y	Madden	Y	Schultheis	N
22	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
23	Cadman	N	Harvey	Y	Massey	Y	Soper	Y
24	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
25	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
26	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
27	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
28	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
29	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
30	Crane	Y	Kerr J	Y	Paccione	Y	Welker	N
31	Curry	Y	King	Y	Penry	Y	White	Y
32	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
33							Speaker	Y

34 Co-sponsors added: Representatives Berens, Hefley, Hodge, Hoppe, Jahn, King,
35 Larson, Massey, McFadyen, Merrifield, Pommer, Riesberg.

36
37 **SB06-165** by Senator(s) Hagedorn; also Representative(s) Gardner--
38 Concerning the use of telemedicine to promote efficiency
39 in the delivery of health care services, and, in connection
40 therewith, establishing pilot programs to demonstrate such
41 efficiency, and making an appropriation.

42
43 The question being "Shall the bill pass?".

44 A roll call vote was taken. As shown by the following recorded vote, a
45 majority of those elected to the House voted in the affirmative and the bill
46 was declared **passed**.

48	YES	64	NO	01	EXCUSED	00	ABSENT	00
49	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
50	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
51	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
52	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
53	Buescher	Y	Green	Y	Madden	Y	Schultheis	N
54	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
55	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
56	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y

1	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
2	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
3	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
4	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
5	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
6	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
7	Curry	Y	King	Y	Penry	Y	White	Y
8	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
9							Speaker	Y

10 Co-sponsors added: Representatives Balmer, Berens, Borodkin, Buescher,
11 Carroll M, Carroll T, Curry, Garcia, Hodge, Hoppe, Jahn, Kerr A, Kerr J, King,
12 Knoedler, Madden, Massey, McFadyen, Paccione, Penry, Riesberg, Rose,
13 Stafford, Todd, Witwer, Speaker.

14
15 **SB06-048** by Senator(s) Tapia, Bacon, Evans; also Representative(s)
16 Massey, Borodkin--Concerning the pilot program for the
17 director of research of the legislative council to use a
18 dynamic model to analyze the economic impact of bills
19 that make a tax policy change, and making an
20 appropriation therefor.

21
22 The question being "Shall the bill pass?".

23 A roll call vote was taken. As shown by the following recorded vote, a
24 majority of those elected to the House voted in the affirmative and the bill
25 was declared **passed**.

26	YES	55	NO	10	EXCUSED	00	ABSENT	00
27								
28	Balmer	Y	Frangas	N	Larson	Y	Pommer	Y
29	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	N
30	Berens	Y	Garcia	N	Liston	Y	Riesberg	Y
31	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
32	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
33	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
34	Cadman	N	Harvey	N	Massey	Y	Soper	N
35	Carroll M	Y	Hefley	Y	May	N	Stafford	Y
36	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	N
37	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
38	Clapp	N	Jahn	Y	McGihon	Y	Todd	Y
39	Cloer	Y	Judd	N	McKinley	Y	Vigil	Y
40	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
41	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
42	Curry	Y	King	Y	Penry	Y	White	Y
43	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
44							Speaker	Y

45 Co-sponsors added: Representatives Buescher, Carroll M, Jahn, Kerr J,
46 Knoedler, McFadyen, Paccione, Riesberg, Sullivan.

47
48 **SB06-001** by Senator(s) Hagedorn; also Representative(s) Madden--
49 Concerning a reduction in the cost of prescription drugs,
50 and making an appropriation therefor.

51
52 As shown by the following roll call vote, a majority of all members
53 elected to the House voted in the affirmative, and Representative Madden
54 was given permission to offer a Third Reading amendment:

55

	YES	64	NO	01	EXCUSED	00	ABSENT	00
1								
2	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
3	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
4	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
5	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
6	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
7	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
8	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
9	Carroll M	Y	Hefley	Y	May	N	Stafford	Y
10	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
11	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
12	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
13	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
14	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
15	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
16	Curry	Y	King	Y	Penry	Y	White	Y
17	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
18							Speaker	Y
19								

20 **Third Reading amendment No. 1**, by Representative Madden.

21
22 Amend revised bill, page 6, strike lines 14 through 22.

23
24 Renumber succeeding subsections accordingly.

25
26 Page 7, strike lines 8 through 27.

27
28 Page 8, strike lines 1 through 4.

29
30 Renumber succeeding subsection accordingly.

31
32 Page 10, after line 11, insert the following:

33
34 **"SECTION 5. Relocation of harmonizable provisions.**

35 (1) Section 25.5-1-114, Colorado Revised Statutes, as enacted in section
36 2 of this act, will be renumbered as and relocated to section 25.5-5-507,
37 Colorado Revised Statutes, only if Senate Bill 06-219 is enacted and
38 becomes law.

39
40 (2) Part 6 of article 1 of title 25.5, Colorado Revised Statutes, as
41 enacted in section 3 of this act, will be renumbered as and relocated to
42 part 2 of article 2 of title 25.5, Colorado Revised Statutes, only if Senate
43 Bill 06-219 is enacted and become law."

44
45 Renumber succeeding sections accordingly.

46
47 The amendment was declared **passed** by the following roll call vote:

	YES	60	NO	05	EXCUSED	00	ABSENT	00
50	Balmer	N	Frangas	Y	Larson	Y	Pommer	Y
51	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
52	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
53	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
54	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
55	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
56	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y

1	Carroll M	Y	Hefley	Y	May	Y	Stafford	N
2	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	N
3	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
4	Clapp	N	Jahn	Y	McGihon	Y	Todd	Y
5	Cloer	N	Judd	Y	McKinley	Y	Vigil	Y
6	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
7	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
8	Curry	Y	King	Y	Penry	Y	White	Y
9	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
10							Speaker	Y

11

12 As shown by the following roll call vote, a majority of all members
 13 elected to the House voted in the affirmative, and Representative Clapp
 14 was given permission to offer a Third Reading amendment:

15

16	YES	50	NO	15	EXCUSED	00	ABSENT	00
17	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
18	Benefield	N	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
19	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
20	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
21	Buescher	Y	Green	N	Madden	N	Schultheis	Y
22	Butcher	N	Hall	Y	Marshall	N	Solano	N
23	Cadman	Y	Harvey	Y	Massey	Y	Soper	N
24	Carroll M	N	Hefley	Y	May	Y	Stafford	Y
25	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
26	Cerbo	N	Hoppe	Y	McFadyen	N	Sullivan	Y
27	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
28	Cloer	Y	Judd	N	McKinley	Y	Vigil	N
29	Coleman	Y	Kerr A	N	Merrifield	N	Weissmann	Y
30	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
31	Curry	N	King	Y	Penry	Y	White	Y
32	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
33							Speaker	Y

34

35 **Third Reading amendment No. 2**, by Representative Clapp.

36

37 Amend revised bill, page 7, line 1, before "RESIDENT", insert "LEGAL".

38

39 The amendment was declared **passed** by the following roll call vote:

40

41	YES	42	NO	23	EXCUSED	00	ABSENT	00
42	Balmer	Y	Frangas	N	Larson	Y	Pommer	N
43	Benefield	Y	Gallegos	N	Lindstrom	N	Ragsdale	N
44	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
45	Borodkin	N	Gardner	Y	Lundberg	Y	Rose	Y
46	Buescher	Y	Green	N	Madden	N	Schultheis	Y
47	Butcher	N	Hall	Y	Marshall	N	Solano	Y
48	Cadman	Y	Harvey	Y	Massey	Y	Soper	N
49	Carroll M	N	Hefley	Y	May	Y	Stafford	Y
50	Carroll T	N	Hodge	N	McCluskey	Y	Stengel	Y
51	Cerbo	N	Hoppe	Y	McFadyen	Y	Sullivan	Y
52	Clapp	Y	Jahn	Y	McGihon	N	Todd	Y
53	Cloer	Y	Judd	N	McKinley	N	Vigil	N
54	Coleman	Y	Kerr A	N	Merrifield	N	Weissmann	Y
55	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
56	Curry	N	King	Y	Penry	Y	White	Y

1	Decker	Y	Knoedler	Y	Plant	N	Witwer	Y
2							Speaker	Y

3
4 The question being, "Shall the bill, as amended, pass?".
5 A roll call vote was taken. As shown by the following recorded vote, a
6 majority of those elected to the House voted in the affirmative, and the
7 bill, as amended, was declared **passed**.

8	9	YES	43	NO	22	EXCUSED	00	ABSENT	00
10	Balmer	N	Frangas	Y	Larson	Y	Pommer	Y	
11	Benefield	Y	Gallegos	N	Lindstrom	Y	Ragsdale	Y	
12	Berens	Y	Garcia	Y	Liston	N	Riesberg	Y	
13	Borodkin	Y	Gardner	N	Lundberg	N	Rose	Y	
14	Buescher	Y	Green	Y	Madden	Y	Schultheis	N	
15	Butcher	Y	Hall	N	Marshall	Y	Solano	Y	
16	Cadman	N	Harvey	N	Massey	Y	Soper	Y	
17	Carroll M	Y	Hefley	N	May	N	Stafford	N	
18	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	N	
19	Cerbo	Y	Hoppe	N	McFadyen	Y	Sullivan	N	
20	Clapp	N	Jahn	Y	McGihon	Y	Todd	Y	
21	Cloer	N	Judd	Y	McKinley	Y	Vigil	Y	
22	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y	
23	Crane	N	Kerr J	N	Paccione	Y	Welker	N	
24	Curry	Y	King	N	Penry	Y	White	Y	
25	Decker	N	Knoedler	Y	Plant	Y	Witwer	Y	
26							Speaker	Y	

27 Co-sponsors added: Representatives Borodkin, Buescher, Carroll M, Carroll T,
28 Curry, Garcia, Green, Hodge, Jahn, Marshall, McFadyen, McGihon, Merrifield,
29 Paccione, Plant, Riesberg, Solano, Todd, Vigil, White, Speaker.

30
31 **SB06-106** by Senator(s) Grossman, Groff, Veiga; also
32 Representative(s) McGihon, Carroll T., Hefley, King,
33 Marshall--Concerning implementation of
34 recommendations of the committee on legal services in
35 connection with legislative review of rules and regulations
36 of state agencies.

37
38 As shown by the following roll call vote, a majority of all members
39 elected to the House voted in the affirmative, and Representative Pommer
40 was given permission to offer a Third Reading amendment:

41	42	YES	59	NO	06	EXCUSED	00	ABSENT	00
43	Balmer	N	Frangas	Y	Larson	Y	Pommer	Y	
44	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y	
45	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y	
46	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y	
47	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y	
48	Butcher	Y	Hall	Y	Marshall	N	Solano	Y	
49	Cadman	Y	Harvey	N	Massey	Y	Soper	Y	
50	Carroll M	Y	Hefley	Y	May	Y	Stafford	N	
51	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y	
52	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y	
53	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y	
54	Cloer	N	Judd	Y	McKinley	Y	Vigil	Y	
55	Coleman	Y	Kerr A	Y	Merrifield	N	Weissmann	Y	
56	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y	

1	Curry	Y	King	Y	Penry	Y	White	Y
2	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
3							Speaker	Y

5 **Third Reading amendment No. 1**, by Representative Pommer.

7 Amend revised bill, page 8, strike lines 21 through 25.

9 Renumber succeeding subsection accordingly.

11 The amendment was declared **passed** by the following roll call vote:

13	YES	59	NO	06	EXCUSED	00	ABSENT	00
14	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
15	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
16	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
17	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
18	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
19	Butcher	Y	Hall	Y	Marshall	N	Solano	Y
20	Cadman	Y	Harvey	N	Massey	Y	Soper	Y
21	Carroll M	Y	Hefley	Y	May	Y	Stafford	N
22	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
23	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
24	Clapp	N	Jahn	Y	McGihon	Y	Todd	Y
25	Cloer	N	Judd	Y	McKinley	Y	Vigil	Y
26	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	N
27	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
28	Curry	Y	King	Y	Penry	Y	White	Y
29	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
30							Speaker	Y

32 The question being, "Shall the bill, as amended, pass?".

33 A roll call vote was taken. As shown by the following recorded vote, a
34 majority of those elected to the House voted in the affirmative, and the
35 bill, as amended, was declared **passed**.

37	YES	65	NO	00	EXCUSED	00	ABSENT	00
38	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
39	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
40	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
41	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
42	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
43	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
44	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
45	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
46	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
47	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
48	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
49	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
50	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
51	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
52	Curry	Y	King	Y	Penry	Y	White	Y
53	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
54							Speaker	Y

1 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS**

2
3 **HB06-1046** by Representative(s) Vigil, Coleman, White; also
4 Senator(s) Hanna, Takis, Taylor--Concerning regulation of
5 private occupational schools, and making an appropriation
6 therefor.

7
8 (Amended as printed in Senate Journal, April 27, pages 1067-1068.)
9 (Title)

10
11 Representative Vigil moved that the House **concur** in Senate
12 amendments. The motion was declared **passed** by the following roll call
13 vote:

YES	65	NO	00	EXCUSED	00	ABSENT	00
Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
Curry	Y	King	Y	Penry	Y	White	Y
Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
						Speaker	Y

34 The question being, "Shall the bill, as amended, pass?".

35 A roll call vote was taken. As shown by the following recorded vote, a
36 majority of those elected to the House voted in the affirmative, and the
37 bill, as amended, was declared **repassed**.

YES	65	NO	00	EXCUSED	00	ABSENT	00
Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
Curry	Y	King	Y	Penry	Y	White	Y
Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
						Speaker	Y

1 **HB06-1072** by Representative(s) Vigil; also Senator(s) Tapi--
 2 Concerning the issuance of special license plates honoring
 3 service in the armed forces of the United States, and, in
 4 connection therewith, authorizing family members of a
 5 person who has died serving in the United States armed
 6 forces to be issued a fallen service member special license
 7 plate, and making an appropriation in connection
 8 therewith.
 9

10 (Amended as printed in Senate Journal, April 27, page 1068.)
 11

12 Representative Vigil moved that the House **concur** in Senate
 13 amendments. The motion was declared **passed** by the following roll call
 14 vote:

YES	65	NO	00	EXCUSED	00	ABSENT	00
Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
Curry	Y	King	Y	Penry	Y	White	Y
Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
						Speaker	Y

32
 33
 34 The question being, "Shall the bill, as amended, pass?".
 35 A roll call vote was taken. As shown by the following recorded vote, a
 36 majority of those elected to the House voted in the affirmative, and the
 37 bill, as amended, was declared **repassed**.

YES	64	NO	01	EXCUSED	00	ABSENT	00
Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
Berens	Y	Garcia	Y	Liston	Y	Riesberg	N
Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
Curry	Y	King	Y	Penry	Y	White	Y
Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
						Speaker	Y

55
 56 Co-sponsor added: Representative Larson.

1 **HB06-1086** by Representative(s) Crane; also Senator(s) Johnson--
 2 Concerning the regulation of games of chance by the
 3 secretary of state, and making an appropriation therefor.
 4

5 (Amended as printed in Senate Journal, April 27, page 1062.)
 6

7 Representative Crane moved that the House **concur** in Senate
 8 amendments. The motion was declared **passed** by the following roll call
 9 vote:
 10

	YES	56	NO	09	EXCUSED	00	ABSENT	00
12	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
13	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
14	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
15	Borodkin	Y	Gardner	N	Lundberg	N	Rose	Y
16	Buescher	Y	Green	Y	Madden	Y	Schultheis	N
17	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
18	Cadman	N	Harvey	Y	Massey	Y	Soper	Y
19	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
20	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
21	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
22	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
23	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
24	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	N
25	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
26	Curry	Y	King	N	Penry	N	White	Y
27	Decker	N	Knoedler	N	Plant	Y	Witwer	Y
28							Speaker	Y

29
 30 The question being, "Shall the bill, as amended, pass?"

31 A roll call vote was taken. As shown by the following recorded vote, a
 32 majority of those elected to the House voted in the affirmative, and the
 33 bill, as amended, was declared **repassed**.
 34

	YES	63	NO	02	EXCUSED	00	ABSENT	00
36	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
37	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
38	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
39	Borodkin	Y	Gardner	Y	Lundberg	N	Rose	Y
40	Buescher	Y	Green	Y	Madden	Y	Schultheis	N
41	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
42	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
43	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
44	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
45	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
46	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
47	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
48	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
49	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
50	Curry	Y	King	Y	Penry	Y	White	Y
51	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
52							Speaker	Y

53
 54
 55
 56

1 **HB06-1124** by Representative(s) Hodge; also Senator(s) Owen--
 2 Concerning the adjudication of a rotational crop
 3 management contract, and making an appropriation in
 4 connection therewith.

5
 6 (Amended as printed in Senate Journal, April 27, page 1066.)

7
 8 Representative Hodge moved that the House **concur** in Senate
 9 amendments. The motion was declared **passed** by the following roll call
 10 vote:

	YES	65	NO	00	EXCUSED	00	ABSENT	00
13	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
14	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
15	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
16	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
17	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
18	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
19	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
20	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
21	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
22	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
23	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
24	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
25	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
26	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
27	Curry	Y	King	Y	Penry	Y	White	Y
28	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
29							Speaker	Y

30
 31 The question being, "Shall the bill, as amended, pass?".
 32 A roll call vote was taken. As shown by the following recorded vote, a
 33 majority of those elected to the House voted in the affirmative, and the
 34 bill, as amended, was declared **repassed**.

	YES	64	NO	01	EXCUSED	00	ABSENT	00
37	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
38	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
39	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
40	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
41	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
42	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
43	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
44	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
45	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
46	Cerbo	Y	Hoppe	Y	McFadyen	N	Sullivan	Y
47	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
48	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
49	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
50	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
51	Curry	Y	King	Y	Penry	Y	White	Y
52	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
53							Speaker	Y

54
 55

1 **HB06-1125** by Representative(s) Coleman, Larson, Riesberg,
 2 Ragsdale, Pommer, Frangas, Gallegos, Green, Judd,
 3 Lindstrom, Merrifield, Vigil; also Senator(s) Groff,
 4 Williams, Grossman--Concerning the enforcement of an
 5 offense involving failure to use an appropriate motor
 6 vehicle restraining device.

7
 8 (Amended as printed in Senate Journal, March 9, pages 444-445 and on
 9 446-449.)

10

11 Representative Coleman moved that the House **not concur** in Senate
 12 amendments and that a Conference Committee be appointed with
 13 permission to go beyond the scope of the differences between the House
 14 and the Senate. The motion was declared **lost** by the following roll call
 15 vote:

16	YES	30	NO	35	EXCUSED	00	ABSENT	00
17	Balmer	N	Frangas	Y	Larson	Y	Pommer	Y
18	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
19	Berens	N	Garcia	N	Liston	N	Riesberg	Y
20	Borodkin	Y	Gardner	N	Lundberg	N	Rose	N
21	Buescher	Y	Green	Y	Madden	N	Schultheis	N
22	Butcher	N	Hall	N	Marshall	N	Solano	N
23	Cadman	N	Harvey	N	Massey	N	Soper	Y
24	Carroll M	Y	Hefley	N	May	N	Stafford	N
25	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	N
26	Cerbo	Y	Hoppe	N	McFadyen	Y	Sullivan	N
27	Clapp	N	Jahn	N	McGihon	Y	Todd	Y
28	Cloer	N	Judd	Y	McKinley	N	Vigil	Y
29	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
30	Crane	N	Kerr J	N	Paccione	N	Welker	N
31	Curry	Y	King	N	Penry	N	White	N
32	Decker	N	Knoedler	N	Plant	Y	Witwer	Y
33							Speaker	Y

34

35 Representative Cadman moved that the bill be laid over until May 12. A
 36 substitute motion by Representative Coleman that the House **concur** in
 37 Senate amendments was declared **passed** by the following roll call vote:

38	YES	33	NO	32	EXCUSED	00	ABSENT	00
39	Balmer	N	Frangas	Y	Larson	Y	Pommer	Y
40	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
41	Berens	Y	Garcia	Y	Liston	N	Riesberg	Y
42	Borodkin	Y	Gardner	N	Lundberg	N	Rose	N
43	Buescher	Y	Green	Y	Madden	N	Schultheis	N
44	Butcher	N	Hall	Y	Marshall	N	Solano	N
45	Cadman	N	Harvey	N	Massey	N	Soper	Y
46	Carroll M	Y	Hefley	N	May	N	Stafford	N
47	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	N
48	Cerbo	Y	Hoppe	N	McFadyen	Y	Sullivan	Y
49	Clapp	N	Jahn	N	McGihon	Y	Todd	Y
50	Cloer	N	Judd	Y	McKinley	N	Vigil	Y
51	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	N
52	Crane	N	Kerr J	N	Paccione	Y	Welker	N
53	Curry	N	King	N	Penry	N	White	N
54	Decker	N	Knoedler	N	Plant	Y	Witwer	Y
55							Speaker	Y

56

1 The question being, "Shall the bill, as amended, pass?".
 2 A roll call vote was taken. As shown by the following recorded vote, less
 3 than a majority of those elected to the House voted in the affirmative, and
 4 the bill, as amended, was declared **lost**.

	YES	32	NO	32	EXCUSED	01	ABSENT	00
7	Balmer	N	Frangas	Y	Larson	Y	Pommer	Y
8	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
9	Berens	Y	Garcia	Y	Liston	N	Riesberg	Y
10	Borodkin	Y	Gardner	N	Lundberg	N	Rose	Y
11	Buescher	Y	Green	Y	Madden	N	Schultheis	N
12	Butcher	N	Hall	Y	Marshall	N	Solano	N
13	Cadman	N	Harvey	N	Massey	N	Soper	Y
14	Carroll M	N	Hefley	N	May	N	Stafford	N
15	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	N
16	Cerbo	Y	Hoppe	N	McFadyen	Y	Sullivan	Y
17	Clapp	N	Jahn	N	McGihon	Y	Todd	Y
18	Cloer	N	Judd	Y	McKinley	N	Vigil	Y
19	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	N
20	Crane	N	Kerr J	N	Paccione	Y	Welker	N
21	Curry	N	King	N	Penry	N	White	E
22	Decker	N	Knoedler	N	Plant	N	Witwer	Y
23							Speaker	Y

IMMEDIATE RECONSIDERATION OF HB06-1125

28 Having voted on the prevailing side, Representative Cadman moved for
 29 immediate reconsideration of HB06-1125. As shown by the following
 30 recorded vote less than a two-thirds majority of those elected to the
 31 House voted in the affirmative and the motion was declared **lost**:

	YES	28	NO	36	EXCUSED	01	ABSENT	00
33	Balmer	N	Frangas	Y	Larson	Y	Pommer	Y
34	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
35	Berens	Y	Garcia	Y	Liston	N	Riesberg	Y
36	Borodkin	Y	Gardner	N	Lundberg	N	Rose	N
37	Buescher	Y	Green	Y	Madden	N	Schultheis	N
38	Butcher	N	Hall	Y	Marshall	N	Solano	N
39	Cadman	N	Harvey	N	Massey	N	Soper	Y
40	Carroll M	N	Hefley	N	May	N	Stafford	N
41	Carroll T	Y	Hodge	Y	McCluskey	N	Stengel	N
42	Cerbo	Y	Hoppe	N	McFadyen	Y	Sullivan	Y
43	Clapp	N	Jahn	N	McGihon	N	Todd	Y
44	Cloer	N	Judd	Y	McKinley	N	Vigil	Y
45	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	N
46	Crane	N	Kerr J	N	Paccione	Y	Welker	N
47	Curry	N	King	N	Penry	N	White	E
48	Decker	N	Knoedler	N	Plant	N	Witwer	N
49							Speaker	Y

52 **HB06-1127** by Representative(s) Riesberg, Todd; also Senator(s)
 53 Williams--Concerning the regulation of athletic trainers,
 54 and making an appropriation in connection therewith.

56 (Amended as printed in Senate Journal, April 27, pages 1062-1066.)

1 Representative Riesberg moved that the House **concur** in Senate
2 amendments. The motion was declared **passed** by the following roll call
3 vote:

	YES	54	NO	10	EXCUSED	01	ABSENT	00
6	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
7	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
8	Berens	Y	Garcia	Y	Liston	N	Riesberg	Y
9	Borodkin	Y	Gardner	N	Lundberg	N	Rose	Y
10	Buescher	Y	Green	Y	Madden	Y	Schultheis	N
11	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
12	Cadman	N	Harvey	Y	Massey	Y	Soper	Y
13	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
14	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	N
15	Cerbo	Y	Hoppe	N	McFadyen	Y	Sullivan	Y
16	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
17	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
18	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
19	Crane	Y	Kerr J	Y	Paccione	Y	Welker	N
20	Curry	Y	King	N	Penry	Y	White	E
21	Decker	Y	Knoedler	N	Plant	Y	Witwer	Y
22							Speaker	Y

23
24 The question being, "Shall the bill, as amended, pass?".
25 A roll call vote was taken. As shown by the following recorded vote, a
26 majority of those elected to the House voted in the affirmative, and the
27 bill, as amended, was declared **repassed**.

	YES	40	NO	24	EXCUSED	01	ABSENT	00
30	Balmer	N	Frangas	Y	Larson	Y	Pommer	Y
31	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
32	Berens	Y	Garcia	N	Liston	N	Riesberg	Y
33	Borodkin	Y	Gardner	N	Lundberg	N	Rose	N
34	Buescher	Y	Green	Y	Madden	Y	Schultheis	N
35	Butcher	Y	Hall	N	Marshall	Y	Solano	Y
36	Cadman	N	Harvey	N	Massey	N	Soper	Y
37	Carroll M	Y	Hefley	Y	May	N	Stafford	Y
38	Carroll T	Y	Hodge	Y	McCluskey	N	Stengel	N
39	Cerbo	Y	Hoppe	N	McFadyen	Y	Sullivan	N
40	Clapp	N	Jahn	Y	McGihon	Y	Todd	Y
41	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
42	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
43	Crane	N	Kerr J	N	Paccione	Y	Welker	N
44	Curry	Y	King	N	Penry	Y	White	E
45	Decker	N	Knoedler	N	Plant	Y	Witwer	N
46							Speaker	Y

47
48 **HB06-1157** by Representative(s) Coleman, Buescher, Garcia,
49 Marshall, Romanoff, Stengel, White; also Senator(s) May
50 R., Williams--Concerning the security of communication
51 and information resources in public agencies, and making
52 an appropriation in connection therewith.

53
54 (Amended as printed in Senate Journal, April 27, pages 1068-1069.)
55

1 Representative Coleman moved that the House **concur** in Senate
 2 amendments. The motion was declared **passed** by the following roll call
 3 vote:

	YES	64	NO	00	EXCUSED	01	ABSENT	00
6	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
7	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
8	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
9	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
10	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
11	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
12	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
13	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
14	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
15	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
16	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
17	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
18	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
19	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
20	Curry	Y	King	Y	Penry	Y	White	E
21	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
22							Speaker	Y

23
 24 The question being, "Shall the bill, as amended, pass?".
 25 A roll call vote was taken. As shown by the following recorded vote, a
 26 majority of those elected to the House voted in the affirmative, and the
 27 bill, as amended, was declared **repassed**.

	YES	64	NO	00	EXCUSED	01	ABSENT	00
30	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
31	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
32	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
33	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
34	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
35	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
36	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
37	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
38	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
39	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
40	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
41	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
42	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
43	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
44	Curry	Y	King	Y	Penry	Y	White	E
45	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
46							Speaker	Y

47 Co-sponsors added: Representatives Berens, Green.

48
 49
 50 **HB06-1161** by Representative(s) Vigil and Massey; also Senator(s)
 51 Veiga--Concerning the regulation of mortgage brokers,
 52 and, in connection therewith, making an appropriation.

53
 54 (Amended as printed in Senate Journal, April 27, page 1062.)

55

1 Representative Vigil moved that the House **concur** in Senate
2 amendments. The motion was declared **passed** by the following roll call
3 vote:

	YES	55	NO	08	EXCUSED	02	ABSENT	00
6	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
7	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
8	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
9	Borodkin	Y	Gardner	N	Lundberg	N	Rose	N
10	Buescher	Y	Green	Y	Madden	Y	Schultheis	N
11	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
12	Cadman	N	Harvey	E	Massey	Y	Soper	Y
13	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
14	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
15	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
16	Clapp	N	Jahn	Y	McGihon	Y	Todd	Y
17	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
18	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
19	Crane	Y	Kerr J	Y	Paccione	Y	Welker	N
20	Curry	Y	King	N	Penry	Y	White	E
21	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
22							Speaker	Y

23
24 The question being, "Shall the bill, as amended, pass?".
25 A roll call vote was taken. As shown by the following recorded vote, a
26 majority of those elected to the House voted in the affirmative, and the
27 bill, as amended, was declared **repassed**.

	YES	51	NO	12	EXCUSED	02	ABSENT	00
30	Balmer	N	Frangas	Y	Larson	Y	Pommer	Y
31	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
32	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
33	Borodkin	Y	Gardner	N	Lundberg	N	Rose	N
34	Buescher	Y	Green	Y	Madden	Y	Schultheis	N
35	Butcher	Y	Hall	Y	Marshall	Y	Solano	Y
36	Cadman	N	Harvey	E	Massey	Y	Soper	Y
37	Carroll M	Y	Hefley	Y	May	N	Stafford	Y
38	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	N
39	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	N
40	Clapp	N	Jahn	Y	McGihon	Y	Todd	Y
41	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
42	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
43	Crane	Y	Kerr J	Y	Paccione	Y	Welker	N
44	Curry	Y	King	N	Penry	Y	White	E
45	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
46							Speaker	Y

47 Co-sponsors added: Representatives Carroll T, Solano.

48
49 **HB06-1314** by Representative(s) Cerbo; also Senator(s) Tochtrop--
50 Concerning a prohibition against certain employer
51 communications to an employee.

52
53 (Amended as printed in Senate Journal, April 27, page 1081.)

54
55 Representative Cerbo moved that the House **not concur** in Senate
56 amendments and that a Conference Committee be appointed. A substitute

1 motion by Representative McCluskey that the House **concur** in Senate
2 amendments was declared **lost** by the following roll call vote:

	YES	15	NO	49	EXCUSED	01	ABSENT	00
5 Balmer	N		Frangas	N	Larson	Y	Pommer	N
6 Benefield	N		Gallegos	N	Lindstrom	N	Ragsdale	N
7 Berens	Y		Garcia	N	Liston	Y	Riesberg	N
8 Borodkin	Y		Gardner	Y	Lundberg	Y	Rose	N
9 Buescher	Y		Green	N	Madden	N	Schultheis	Y
10 Butcher	N		Hall	Y	Marshall	N	Solano	N
11 Cadman	N		Harvey	N	Massey	Y	Soper	N
12 Carroll M	N		Hefley	N	May	N	Stafford	N
13 Carroll T	N		Hodge	N	McCluskey	Y	Stengel	N
14 Cerbo	N		Hoppe	N	McFadyen	N	Sullivan	N
15 Clapp	N		Jahn	N	McGihon	N	Todd	N
16 Cloer	N		Judd	N	McKinley	N	Vigil	N
17 Coleman	N		Kerr A	N	Merrifield	N	Weissmann	N
18 Crane	N		Kerr J	Y	Paccione	N	Welker	Y
19 Curry	N		King	Y	Penry	Y	White	E
20 Decker	N		Knoedler	N	Plant	N	Witwer	N
21							Speaker	N

22
23 Representative Cerbo's motion that the House **not concur** in Senate
24 amendments and that a Conference Committee be appointed was declared
25 **passed** by the following roll call vote:

	YES	39	NO	25	EXCUSED	01	ABSENT	00
28 Balmer	Y		Frangas	Y	Larson	Y	Pommer	Y
29 Benefield	Y		Gallegos	Y	Lindstrom	Y	Ragsdale	Y
30 Berens	Y		Garcia	Y	Liston	N	Riesberg	Y
31 Borodkin	N		Gardner	N	Lundberg	N	Rose	N
32 Buescher	N		Green	Y	Madden	Y	Schultheis	N
33 Butcher	Y		Hall	N	Marshall	Y	Solano	Y
34 Cadman	N		Harvey	N	Massey	N	Soper	Y
35 Carroll M	Y		Hefley	N	May	Y	Stafford	N
36 Carroll T	Y		Hodge	Y	McCluskey	N	Stengel	Y
37 Cerbo	Y		Hoppe	N	McFadyen	Y	Sullivan	Y
38 Clapp	N		Jahn	Y	McGihon	Y	Todd	Y
39 Cloer	N		Judd	Y	McKinley	Y	Vigil	Y
40 Coleman	Y		Kerr A	Y	Merrifield	Y	Weissmann	Y
41 Crane	N		Kerr J	N	Paccione	Y	Welker	N
42 Curry	Y		King	N	Penry	N	White	E
43 Decker	N		Knoedler	N	Plant	Y	Witwer	N
44							Speaker	Y

45 The Speaker appointed Representatives Cerbo, Chairman, Carroll M.,
46 and Balmer as House conferees to the bill.

47
48
49
50
51 House in recess. House reconvened.
52
53
54
55
56

MESSAGES FROM THE SENATE

1
2
3 The Senate has passed on Third Reading and returns herewith
4 HB06-1311, HB06-1153, HB06-1058, HB06-1315, HB06-1388,
5 HB06-1390.
6
7 The Senate has passed on Third Reading and transmitted to the Revisor
8 of Statutes: SB06-239, amended as printed in Senate Journal, May 2,
9 2006, page 1179,
10
11 HB06-1387 amended as printed in Senate Journal, May 1, 2006,
12 page 1131, and amended on Third Reading, May 3, 2006,
13 as printed in the Senate Journal,
14 HB06-1363 amended as printed in Senate Journal, May 2, 2006,
15 pages 1156-1157,
16 HB06-1362 amended as printed in Senate Journal, May 2, 2006,
17 pages 1157-1158,
18 HB06-1326 amended as printed in Senate Journal, May 2, 2006,
19 pages 1158-1159
20 HB06-1310 amended as printed in Senate Journal, May 2, 2006,
21 page 1159, and amended on Third Reading, May 3, 2006,
22 as printed in the Senate Journal,
23 HB06-1304 amended as printed in Senate Journal, May 2, 2006,
24 page 1159,
25 HB06-1270 amended as printed in Senate Journal, May 2, 2006,
26 pages 1159-1160,
27 HB06-1171 amended as printed in Senate Journal, May 2, 2006,
28 page 1160, and amended on Third Reading, May 3, 2006,
29 as printed in the Senate Journal,
30 HB06-1257 amended as printed in Senate Journal, May 2, 2006,
31 page 1160,
32 HB06-1151 amended as printed in Senate Journal, May 2, 2006,
33 page 1161,
34 HB06-1045 amended as printed in Senate Journal, May 2, 2006,
35 page 1161, and amended on Third Reading, May 3, 2006,
36 as printed in the Senate Journal,
37 HB06-1017 amended as printed in Senate Journal, May 2, 2006,
38 pages 1161-1162,
39 HB06-1004 amended as printed in Senate Journal, May 2, 2006, pages
40 1163-1164,
41 HB06-1001 amended as printed in Senate Journal, May 2, 2006,
42 pages 1164-1165 and
43 1166-1167 and amended on Third Reading, May 3, 2006, as printed
44 in the Senate Journal,
45 HB06-1145 amended as printed in Senate Journal, May 2, 2006,
46 page 1178,
47 HB06-1312 amended as printed in Senate Journal, May 2, 2006,
48 page 1179,
49 HB06-1331 amended as printed in Senate Journal, May 2, 2006,
50 page 1179,
51 HB06-1057 amended as printed in Senate Journal, May 2, 2006,
52 page, 1179, and amended on Third Reading, May 3, 2006,
53 as printed in the Senate Journal,
54 HB06-1211 amended as printed in Senate Journal, May 2, 2006,
55 pages 1179-1180,
56

- 1 HB06-1380 amended as printed in Senate Journal, May 2, 2006,
 2 page 1180,
 3 HB06-1337 amended as printed in Senate Journal, May 2, 2006,
 4 pages 1159,1166, 1167, 1180, and 1181, and amended on
 5 Third Reading, May 3, 2006, as printed in the Senate
 6 Journal,
 7 HB06-1149 amended as printed in Senate Journal, May 2, 2006,
 8 page 1162-1163, and amended on Third Reading, May 3,
 9 2006, as printed in the Senate Journal.

10
 11

12 The Senate has adopted the First Majority Report of the First Conference
 13 Committee on HB06-1090, as printed in Senate Journal, May 2, 2006
 14 pages 1171 -1173, and repassed the bill as amended. The bill is returned
 15 herewith.

16
 17

MESSAGE FROM THE REVISOR

18
 19
 20

21 We herewith transmit:
 22 Without comment, as amended, HB06-1387, 1363, 1362, 1326, 1310,
 23 1304, 1270, 1171, 1257, 1151, 1045, 1017, 1004, 1001, 1167, 1145,
 24 1312, 1331, 1057, 1211, 1380, 1337, and 1149.
 25 Without comment, as amended, SB06-239.

26
 27

INTRODUCTION OF BILL First Reading

28
 29
 30
 31

32 The following bill was read by title and referred to the committees
 33 indicated:

34

35 **SB06-239** by Senator(s) Johnson; also Representative(s) Stafford--
 36 Concerning the regulation of persons who provide for the
 37 final disposition of dead human bodies in the course of
 38 business, and making an appropriation therefor.
 39 Committee on Business Affairs and Labor
 40 Committee on Appropriations

41
 42

43
 44

REPORTS OF COMMITTEES OF REFERENCE

45
 46

LOCAL GOVERNMENT

48 After consideration on the merits, the Committee recommends the
 49 following:

50

51 **SB06-236** be referred to the Committee of the Whole with favorable
 52 recommendation.

53
 54

55 **SB06-237** be referred to the Committee of the Whole with favorable
 56 recommendation.

1 **STATE, VETERANS, & MILITARY AFFAIRS**
2 After consideration on the merits, the Committee recommends the
3 following:

4
5 **HJR06-1026** be postponed indefinitely.

6
7
8 **HJR06-1033** be postponed indefinitely.

9
10
11 **HR06-1010** be postponed indefinitely.

12
13
14 **SB06-233** be referred to the Committee of the Whole with favorable
15 recommendation.

16
17
18
19 **FIRST MAJORITY REPORT OF FIRST CONFERENCE**
20 **COMMITTEE ON HB06-1090**

21
22 This Report Amends the Rerevised Bill.

23
24 To the President of the Senate and the
25 Speaker of the House of Representatives:

26
27 Your first conference committee appointed on HB06-1090,
28 concerning unlawful sexual behavior, has met and reports that it has
29 agreed upon the following:

30
31 1. That the House accede to the Senate amendments made to the
32 bill, as the amendments appear in the rerevised bill, with the following
33 changes:

34
35 Amend rerevised bill, page 5, strike line 1 and substitute the following:

36
37 "(b) Victims of childhood sexual abuse frequently";

38
39 line 6, after "report", insert "childhood";

40
41 line 20, after the semi-colon, add "and";

42
43 line 23, strike "expenses; and" and substitute "expenses.";

44
45 strike lines 24 and 25;

46
47 line 27, after "of", insert "childhood".

48
49 Page 6, line 9, after "past", insert "childhood";

50
51 strike lines 17 and 18 and substitute the following:

52 "it is necessary to enact this act to address past childhood sexual abuse
53 injustices and assist childhood sexual";

54
55 line 23, strike "sexual abuse incidents" and substitute "incidents of
56 childhood sexual abuse";

1 line 25, strike "sexual assault or".

2

3 Page 7, line 7, strike "the cause of action accrues." and substitute "the
4 victim turns eighteen years of age.";

5

6 line 8, strike "bill" and substitute "act";

7

8 line 10, strike "molesters and other sexual abuse actors," and substitute
9 "molesters,";

10

11 line 17, after "longstanding", insert "childhood";

12

13 line 20, strike "sexual misconduct" and substitute "childhood sexual
14 abuse".

15

16 Page 13, line 1, strike "AND" and substitute "OR";

17

18 after line 4, insert the following:

19

20 "(c) (I) IN EACH ACTION FILED PURSUANT TO THIS SUBSECTION (9),
21 THE PLAINTIFF'S ATTORNEY SHALL FILE WITH THE COURT A CERTIFICATE
22 OF REVIEW, AS SPECIFIED IN SUBPARAGRAPH (III) OF THIS PARAGRAPH (c),
23 WITHIN SIXTY DAYS AFTER THE SERVICE OF THE COMPLAINT AGAINST THE
24 DEFENDANT, UNLESS THE COURT DETERMINES FOR GOOD CAUSE SHOWN
25 THAT A LONGER PERIOD IS NECESSARY.

26

27 (II) IN THE EVENT OF FAILURE TO FILE A CERTIFICATE OF REVIEW
28 IN ACCORDANCE WITH THIS PARAGRAPH (c), THE DEFENSE MAY MOVE THE
29 COURT FOR AN ORDER REQUIRING FILING OF THE CERTIFICATE. THE
30 COURT SHALL GIVE PRIORITY TO DECIDING THE MOTION, AND THE COURT
31 SHALL NOT ALLOW THE CASE TO BE SET FOR TRIAL WITHOUT A DECISION
32 ON THE MOTION.

33

34 (III) A CERTIFICATE OF REVIEW SHALL BE EXECUTED BY THE
35 ATTORNEY FOR THE PLAINTIFF DECLARING:

36

37 (A) THAT THE ATTORNEY HAS CONSULTED WITH A LICENSED
38 MENTAL HEALTH PROFESSIONAL WHO HAS EXPERIENCE IN DEALING WITH
39 VICTIMS OF CHILDHOOD SEXUAL ABUSE; AND

40

41 (B) THE LICENSED MENTAL HEALTH PROFESSIONAL HAS
42 EVALUATED THE PLAINTIFF AND DETERMINED THAT THE PLAINTIFF
43 EXHIBITS THE INDICATORS OF HAVING BEEN SEXUALLY ABUSED AS A
44 CHILD.

45

46 (IV) THE COURT, IN ITS DISCRETION, MAY REQUIRE THE IDENTITY
47 OF THE LICENSED MENTAL HEALTH PROFESSIONAL WHO WAS CONSULTED
48 PURSUANT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH (c) TO BE
49 DISCLOSED TO THE COURT AND MAY VERIFY THE CONTENT OF THE
50 CERTIFICATE OF REVIEW. THE IDENTITY OF THE LICENSED MENTAL
51 HEALTH PROFESSIONAL NEED NOT BE IDENTIFIED TO THE OPPOSING PARTY
52 OR PARTIES IN THE CIVIL ACTION.

53

54 (V) THE FAILURE TO FILE A CERTIFICATE OF REVIEW IN
55 ACCORDANCE WITH THIS PARAGRAPH (c) SHALL RESULT IN THE DISMISSAL
56 OF THE COMPLAINT. THE PROVISIONS OF THIS PARAGRAPH (c) SHALL NOT
AFFECT THE RIGHTS AND OBLIGATIONS UNDER SECTION 13-17-102.

1 (VI) AS USED IN THIS PARAGRAPH (c), "LICENSED MENTAL HEALTH
2 PROFESSIONAL" MEANS A PSYCHIATRIST LICENSED PURSUANT TO ARTICLE
3 36 OF TITLE 12, C.R.S., A PSYCHOLOGIST LICENSED PURSUANT TO PART 3
4 OF ARTICLE 43 OF TITLE 12, C.R.S., OR A CLINICAL SOCIAL WORKER
5 LICENSED PURSUANT TO PART 4 OF ARTICLE 43 OF TITLE 12, C.R.S."

6
7 Reletter succeeding paragraphs accordingly.

8
9 Page 13, line 5, after "CONTRARY," insert "A JUDGEMENT AWARDED TO".

10
11 Page 25, line 3, strike "SERVICE" and substitute "ACCESS".

12
13 Page 26, strike lines 14 through 17 and substitute the following:

14
15 "Senate Bill 06-022 is enacted and becomes law and except that section
16 9 of this act shall not take effect if House Bill 06-1011 is enacted at the
17 Second Regular Session of the Sixty-fifth General Assembly and
18 becomes law."

19
20 2. That, under the authority granted the committee to consider
21 matters not at issue between the two houses, the following amendment
22 be recommended:

23
24 Amend rerevised bill, page 13, after line 16, insert the following:

25
26 "(10) IF A PROVISION OF THIS SECTION OR OF A SUBSECTION OF
27 THIS SECTION OR THE APPLICATION THEREOF TO A PERSON OR
28 CIRCUMSTANCE IS HELD INVALID, THE INVALIDITY SHALL NOT AFFECT
29 OTHER PROVISIONS OR APPLICATIONS OF THIS SECTION OR OF A
30 SUBSECTION OF THIS SECTION THAT CAN BE GIVEN EFFECT WITHOUT THE
31 INVALID PROVISION OR APPLICATION, AND TO THIS END THE PROVISIONS
32 OF THIS SECTION AND OF EACH SUBSECTION OF THIS SECTION ARE
33 DECLARED TO BE SEVERABLE."

34
35 Respectfully submitted,

36 House Committee:

37 Gwyn Green

38 Anne McGihon

Senate Committee:

Ron Tupa

Joan Fitz-Gerald

39
40
41
42 **FIRST MINORITY REPORT OF FIRST CONFERENCE**
43 **COMMITTEE on HB06-1090**

44
45 This Report Amends the Rerevised Bill.

46
47 To the President of the Senate and the
48 Speaker of the House of Representatives:

49
50 Your first conference committee appointed on HB06-1090,
51 concerning unlawful sexual behavior, has met, and a minority thereof
52 reports that it has agreed upon the following:

53
54 That the House accede to the Senate amendments made to the bill,
55 as the amendments appear in the rerevised bill, with the following
56 changes:

- 1 Amend rerevised bill, page 4, strike lines 24 through 27.
- 2
- 3 Strike pages 5 and 6.
- 4
- 5 Page 7, strike lines 1 through 21.
- 6
- 7 Renumber succeeding sections accordingly.
- 8
- 9 Page 12, strike lines 13 through 27.
- 10
- 11 Page 13, strike lines 1 through 16.
- 12
- 13 Page 18, strike lines 1 through 6 and substitute the following:
- 14

15 "(d) NOTWITHSTANDING THE PROVISIONS OF SECTIONS 24-10-114
 16 AND 24-10-118(1) (b), (1) (c), AND (1) (d), C.R.S., A PERSON WHO BRINGS
 17 AN ACTION PURSUANT TO THIS SUBSECTION (2) MAY RECOVER AGAINST A
 18 PUBLIC ENTITY AND AGAINST A PUBLIC EMPLOYEE ACTUAL DAMAGES,
 19 NONECONOMIC DAMAGES AS PROVIDED IN SECTION 13-21-102.5, AND
 20 EXEMPLARY DAMAGES AS PROVIDED IN SECTION 13-21-102.".

21
 22 Page 25, line 3, strike "SERVICE" and substitute "ACCESS".

23
 24 Page 26, strike lines 14 through 17 and substitute the following:

25
 26 "Senate Bill 06-022 is enacted and becomes law and except that section
 27 9 of this act shall not take effect if House Bill 06-1011 is enacted at the
 28 Second Regular Session of the Sixty-fifth General Assembly and becomes
 29 law.".

30
 31 Respectfully submitted,
 32 House Committee: Senate Committee:
 33 Cory Gardner Shawn Mitchell

34
 35
 36 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
 37 **on SB06-094**

38
 39 This Report Amends the Reengrossed Bill.

40
 41 To the President of the Senate and the
 42 Speaker of the House of Representatives:

43
 44 Your first conference committee appointed on SB06-094,
 45 concerning the regulation of motor carriers by the public utilities
 46 commission, has met and reports that it has agreed upon the following:

47
 48 That the House recede from its amendment made to the bill and
 49 that the reengrossed bill be adopted without change.

50
 51 Respectfully submitted,
 52 Senate Committee: House Committee:
 53 Stephanie Takis Gary Lindstrom
 54 Jim Isgar Buffie McFadyen
 55 Nancy Spence Matt Knoedler

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: **HB06-1132, 1251, 1273, 1355** at 4:36 p.m., on May 2, 2006.

INTRODUCTION OF RESOLUTION

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

HJR06-1037 by Representative(s) Schultheis, Crane, Larson, Lundberg, Welker, Clapp, Decker, Rose, Stafford, Stengel; also Senator(s) Brophy--Concerning the convening of a special session pursuant to section 7 of article V of the constitution of the state of Colorado for the purpose of addressing issues arising from illegal immigration in Colorado, and, in connection therewith, limiting the subjects for consideration to English as the official language of public entities, employer participation in the federal basic employment verification pilot program, enforcement of immigration laws, and verification of United States citizenship for voting purposes.

Committee on State, Veterans, & Military Affairs

On motion of Representative Madden, **SB06-131, 081, 150, 179, 138, 064** were added to the Special Orders Calendar on Wednesday, May 3, 2006.

On motion of Representative Curry, the House resolved itself into Committee of the Whole for consideration of Special Orders and she 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 the titles of the following bills had been read (reading at length had been dispensed with by unanimous consent), the bills considered and action taken thereon as follows:

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

SB06-131 by Senator(s) Tochtrop, Isgar; also Representative(s) McFadyen--Concerning reimbursement under the medical assistance program for nursing facility providers, and making an appropriation therefor.

Amendment No. 1, Health and Human Services Report, dated April 24, 2006, and placed in member's bill file; Report also printed in House Journal, April 25, pages 1454-1455.

1 Amendment No. 2, Appropriations Report, dated April 28, 2006, and
2 placed in member's bill file; Report also printed in House Journal, April
3 28, page 1513.

4
5 Amendment No. 3, by Representative McFadyen, Buescher.

6
7 Amend the Appropriations Committee Report, dated April 27, 2006, page
8 1, line 1, strike "strike lines 24 through 27." and substitute "line 24, strike
9 **Repeal.**";";

10
11 strike lines 2 and 3 of the committee report and substitute the following:

12
13 "line 25, strike "repealed as follows:" and substitute "amended to read:".

14
15 Page 6, strike lines 3 through 12 and substitute the following:

16
17 "(5) (b) In the event the general assembly fails to enact legislation by July
18 1, 2003, specifying when and under what conditions a limitation on the
19 increase in nursing facility health care costs shall be imposed, then for
20 rates effective on and after July 1, 2005, in addition to the limitations
21 specified in subparagraph (II) of paragraph (d) of subsection (4) of this
22 section, for each class I and class V facility, any increase in health care
23 services costs shall not exceed eight percent per year; EXCEPT THAT, FOR
24 THE FISCAL YEAR BEGINNING JULY 1, 2006, THE EIGHT-PERCENT
25 LIMITATION SHALL NOT APPLY TO A CLASS I FACILITY WITH AN AVERAGE
26 ANNUAL MEDICAID RESIDENT CENSUS THAT EXCEEDS SIXTY-FOUR PERCENT
27 OF THE NUMBER OF ACTUAL RESIDENTS FOR THAT SAME PERIOD. The
28 calculation of the eight percent per year limitation for rates effective on
29 or after July 1, 2005, shall be based on the facility's cost reports, as
30 specified by rule of the medical services board, in the preceding year."."

31
32 Amendment No. 4, by Representative McFadyen.

33
34 Amend reengrossed bill, page 7, before line 1, insert the following:

35
36 **"SECTION 6. Relocation of harmonizable provisions.** Section
37 26-4-410.1, Colorado Revised Statutes, as enacted in section 2 of this act
38 will be renumbered as and relocated to section 25.5-6-207, Colorado
39 Revised Statutes, only if Senate Bill 06-219 is enacted and becomes
40 law."

41
42 Renumber succeeding section accordingly.

43
44 As amended, ordered revised and placed on the Calendar for Third
45 Reading and Final Passage.

46
47 **SB06-081** by Senator(s) Veiga; also Representative(s) Madden--
48 Concerning the expansion of employment
49 nondiscrimination protections, and making an
50 appropriation therefor.

51
52 Ordered revised and placed on the Calendar for Third Reading and Final
53 Passage.

54
55

1 **SB06-179** by Senator(s) Isgar; also Representative(s) Penry--
2 Concerning additional financial support for water projects.
3

4 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,
5 dated April 10, 2006, and placed in member's bill file; Report also printed
6 in House Journal, April 11, page 1125.
7

8 Amendment No. 2, Appropriations Report, dated May 1, 2006, and placed
9 in member's bill file; Report also printed in House Journal, May 1, page
10 1600.
11

12 As amended, laid over until May 4, retaining place on Calendar.
13

14 **SB06-138** by Senator(s) Shaffer, Entz, Fitz-Gerald, Kester; also
15 Representative(s) Gardner, Gallegos, Hodge, Rose--
16 Concerning the requirement that gasoline contain at least
17 a specified percentage of ethanol by volume, and making
18 an appropriation therefor.
19

20 Amendment No. 1, Appropriations Report, dated May 1, 2006, and placed
21 in member's bill file; Report also printed in House Journal, May 1, page
22 1599.
23

24 Amendment No. 2, by Representative Penry.
25

26 Amend reengrossed bill, page 4, after line 25, insert the following:
27

28 "(10) IF THE DEPARTMENT CERTIFIES TO THE SPEAKER OF THE
29 HOUSE OF REPRESENTATIVES, THE PRESIDENT OF THE SENATE, AND THE
30 GOVERNOR NO LATER THAN OCTOBER 15 OF EACH YEAR THAT THE
31 REQUIREMENTS OF THIS SECTION WILL NOT INCREASE THE RETAIL COST OF
32 GASOLINE, THEN THE PROVISIONS OF THIS SECTION SHALL BE
33 IMPLEMENTED."
34

35 Amendment No. 3, by Representative Penry.
36

37 Amend reengrossed bill, page 3, strike lines 19 through 23.
38

39 Renumber succeeding subsections accordingly.
40

41 As amended, ordered revised and placed on the Calendar for Third
42 Reading and Final Passage.
43

44 **SB06-114** by Senator(s) Kester, Brophy, Taylor, Tochtrop; also
45 Representative(s) Gardner--Concerning the expansion of
46 anaerobic controls to allow additional technologies to be
47 used in the operation of housed commercial swine feeding
48 operations.
49

50 Amendment No. 1, by Representative Gardner.
51

52 Amend reengrossed bill, page 3, line 19, after "SECTION.", add "THE
53 DIVISION SHALL ASSESS A HOUSED COMMERCIAL SWINE FEEDING
54 OPERATION AN ANNUAL FEE, NOT TO EXCEED SEVEN CENTS PER ANIMAL,
55 BASED ON THE OPERATION'S WORKING CAPACITY, TO OFFSET THE
56 DIVISION'S DIRECT AND INDIRECT COSTS OF ENFORCEMENT, COMPLIANCE,

1 AND REGULATION PURSUANT TO THIS SECTION. THIS FEE SHALL BE
2 DESIGNATED TO FUND AN INSPECTION AND COMPLAINT RESPONSE AND
3 ENFORCEMENT PROGRAM. BY MUTUAL AGREEMENT, ANY COUNTY OR
4 REGIONAL DEPARTMENT OF HEALTH THAT ASSISTS IN ENFORCEMENT OF
5 THIS SECTION SHALL RECEIVE FUNDING TO CONDUCT INSPECTIONS AND
6 RESPOND TO COMPLAINTS. AS USED IN THIS SUBSECTION (5), "WORKING
7 CAPACITY" MEANS THE NUMBER OF SWINE THE HOUSED COMMERCIAL
8 SWINE FEEDING OPERATION IS CAPABLE OF HOUSING AT ANY ONE TIME."
9

10 As amended, referred to the Committee on Finance.

11
12 A motion by Representative Madden that the Committee rise, report
13 progress and beg leave to sit again in sixty seconds, was adopted by
14 unanimous consent. (Continued)

15 _____
16
17 House reconvened.

18
19 The Committee of the Whole reported it had risen, reported progress and
20 would sit again in sixty seconds.

21 _____
22
23 On motion of Representative Madden, **SB06-198, 173, 233, 122, 136, 096**
24 were added to the Special Orders Calendar on Wednesday, May 3, 2006.

25 _____
26
27 On motion of Representative Curry, the House resolved itself into
28 Committee of the Whole for continuation of consideration of Special
29 Orders, and she returned to the Chair to act as Chairman.

30 _____
31
32 **SPECIAL ORDERS--SECOND READING OF BILLS**
33 (Continued)

34
35 **SB06-198** by Senator(s) Johnson, Bacon, Dyer, Entz, Evans, Fitz-
36 Gerald, Groff, Grossman, Hagedorn, Hanna, Isgar, Keller,
37 Kester, Owen, Sandoval, Shaffer, Spence, Tapia, Teck,
38 Tochtrop, Traylor, Williams, Windels; also
39 Representative(s) Romanoff, Madden, Benefield, Berens,
40 Boyd, Carroll M., Carroll T., Cerbo, Cloer, Coleman,
41 Decker, Frangas, Gallegos, Garcia, Green, Hodge, Jahn,
42 Kerr, King, Larson, Liston, McGihon, McKinley,
43 Paccione, Pommer, Ragsdale, Riesberg, Rose, Solano,
44 Soper, Stafford, Stengel, Sullivan, Todd, Vigil,
45 Weissmann--Concerning contractual agreements with
46 health care providers to provide health care services.

47
48 Amendment No. 1, Health and Human Services Report, dated
49 May 1, 2006, and placed in member's bill file; Report also printed in
50 House Journal, May 2, pages 1671-1676.

51
52 Amendment No. 2, by Representative Romanoff.

53
54 Amend the Health and Human Services Committee Report, dated
55 May 1, 2006, page 2, line 2, strike "CODE" and substitute "CODE, ALSO
56 KNOWN AS A CPT CODE,";

- 1 line 4, strike "SYSTEM" and substitute "SYSTEM, ALSO KNOWN AS
2 HCPCS,";
3
4 line 31, strike "OR SET OF SERVICES".
5
6 Page 3, line 13, before "THE", insert "THE PROCESSING OF";
7
8 after line 16, insert the following:
9
10 "(VI) THE RESPONSIBILITY OF THE HEALTH CARE PROVIDER TO NOT
11 DISCRIMINATE OR DIFFERENTIATE IN THE TIMING, MANNER, OR PROVISION
12 OF HEALTH CARE PRODUCTS OR SERVICES BECAUSE OF A PERSON'S RACE,
13 COLOR, ETHNICITY, NATIONAL ORIGIN, RELIGION, SEX, MARITAL STATUS,
14 SEXUAL ORIENTATION, INCOME, DISABILITY, OR AGE;".
15
16 Renumber succeeding sub-paragraphs accordingly.
17
18 Page 3, line 26, strike "IF A" and substitute "THE" and strike "USES" and
19 substitute "SHALL IDENTIFY ANY";
20
21 line 27, after "PROGRAM", insert "THE PERSON OR ENTITY USES";
22
23 line 29, strike "SECTION, THE" and substitute "SECTION. THE";
24
25 line 30, after "PROGRAM", insert "APPLICABLE TO A PROVIDER".
26
27 Page 4, line 8, strike "RISK WITHHOLD PAYMENTS." and substitute "RISK.";
28
29 line 35, strike "ANY" and substitute "THE IDENTITY OF ANY".
30
31 Page 5, line 8, after "REVISED", insert "FROM TIME TO TIME";
32
33 line 9, after the period, add "SPECIFIC NUMERICAL PARAMETERS ARE NOT
34 REQUIRED TO BE DISCLOSED."
35
36 Page 6, line 33, strike "(18)" and substitute "(11)".
37
38 Page 7, line 12, strike "WHERE A HEALTH CARE";
39
40 strike lines 13 and 14 and substitute the following:
41 "FOR A CONTINUATION OF COVERAGE REQUIRED BY LAW."
42
43 Page 8, line 23, after "SECTION,", insert "THE DAMAGES AWARDED TO THE
44 HEALTH CARE PROVIDER SHALL BE LIMITED TO";
45
46 line 24, after "ENFORCEMENT", insert "AND" and after the period, add "NO
47 REMEDIES PROVIDED FOR IN THIS TITLE OR ANY OTHER SECTION OF LAW
48 SHALL APPLY TO THIS SECTION."
49
50 Amendment No. 3, by Representative Romanoff.
51
52 Amend the Health and Human Services Committee Report, dated May 1,
53 2006, page 1, line 13, strike "AND SHALL";
54
55 strike line 14;
56

1 line 15, strike "CONTRACT";

2

3 line 18, strike "AN ADJUSTMENT TO A PRACTICE OR PROCEDURE" and
4 substitute "A PRACTICE OR PROCEDURE TO WHICH ONE OR MORE
5 ADJUSTMENTS ARE MADE TO PROCEDURE CODES BILLED ON A CLAIM,";

6

7 strike line 19.

8

9 Page 2, line 1, strike "PROCEDURE CODE,";

10

11 line 4, strike "THAT IS USED IN A PROVIDER'S CLAIM";

12

13 line 5, strike "COMPENSATION".

14

15 Page 4, line 9, after "SCHEDULE", insert "OF CODES REASONABLY
16 EXPECTED TO BE BILLED BY A PROVIDER'S SPECIALTY";

17

18 line 15, after "WITH", insert "THE FEE SCHEDULE FOR ANY OTHER CODES
19 REQUESTED AND";

20

21 line 20, strike "SERVICE OR";

22

23 line 35, strike "AND".

24

25 Page 6, line 12, strike "PERSON OR ENTITY." and substitute "PERSON,
26 EXCEPT FOR THE PURPOSE OF PROVIDING CLAIMS PROCESSING FOR THE
27 PERSON OR ENTITY.".

28

29 Amendment No. 4, by Representative Romanoff.

30

31 Amend the health and Human Services Committee Report, dated May 1,
32 2006, page 7, strike lines 29 and 30 and substitute the following:

33

34 "(c) A CONTRACT OR ARRANGEMENT ENTERED INTO BY A HOSPITAL
35 OR HEALTH CARE FACILITY THAT IS LICENSED OR CERTIFIED PURSUANT TO
SECTION 25-3-101, C.R.S.".

36

37 As amended, ordered revised and placed on the Calendar for Third
38 Reading and Final Passage.

39

40 **SB06-064** by Senator(s) Groff, Hanna; also Representative(s) Garcia,
41 Marshall, Weissmann--Concerning the monitoring of
42 vendor performance on state contracts, and, in connection
43 therewith, requiring the submission of information on the
44 use of personal services and sole-source contracts by state
45 agencies, requiring the existing state database of
46 prospective vendors to include information concerning
47 vendor performance, requiring the disclosure of state
48 contract work to be performed outside the state,
49 establishing procedures for monitoring vendor
50 performance, authorizing the state to pursue specified
51 remedies for vendor nonperformance, and making an
52 appropriation.

53

54 Amendment No. 1, Appropriations Report, dated May 1, 2006, and placed
55 in member's bill file; Report also printed in House Journal, May 1,
56 pages 1583-1586.

1 Amendment No. 2, by Representative Garcia.

2

3 Amend reengrossed bill, page 4, strike lines 2 through 16.

4

5 Page 5, strike line 1.

6

7 Renumber succeeding sections accordingly.

8

9 Page 5, line 19, after "UNDER", insert "MEDICARE,";

10

11 strike line 21 and substitute the following:

12

13 "C.R.S., THE "CHILDREN'S BASIC HEALTH PLAN ACT", ARTICLE 19 OF
14 TITLE 26, C.R.S., OR THE "REFORM ACT FOR THE PROVISION OF HEALTH
15 CARE FOR THE MEDICALLY INDIGENT", PART 1 OF ARTICLE 15 OF TITLE 26,
16 C.R.S.";

17

18 line 27, after the period, add "INSOFAR AS A CONFLICT EXISTS BETWEEN
19 THE DEFINITION GIVEN A PARTICULAR TERM AFFECTING A PERSONAL
20 SERVICES CONTRACT BY THE DEPARTMENT ACTING PURSUANT TO THIS
21 CODE OR ANY RULES PROMULGATED THEREUNDER AND THE DEFINITION
22 GIVEN A TERM BY AN INSTITUTION OF HIGHER EDUCATION, THE MEANING
23 GIVEN THE TERM BY THE DEPARTMENT SHALL CONTROL."

24

25 Page 7, line 5, strike "CONTRACT," and substitute "CONTRACT THE
26 PURPOSES OF WHICH ARE DIRECTLY RELATED TO THE SERVICES PROVIDED
27 UNDER THE CONTRACT,";

28

29 line 10, strike "24-102-206." and substitute "24-102-206; AND";

30

31 line 13, strike the second "CONTRACT," and substitute "CONTRACT THE
32 PURPOSES OF WHICH ARE DIRECTLY RELATED TO THE SERVICES PROVIDED
33 UNDER THE CONTRACT,";

34

35 after line 14, insert the following:

36

37 "(a.5) EACH GOVERNMENTAL BODY SHALL BE RESPONSIBLE FOR
38 GATHERING RELEVANT INFORMATION TO BE SUBMITTED TO THE
39 DEPARTMENT FOR INCLUSION IN THE CENTRALIZED CONTRACT
40 MANAGEMENT SYSTEM IN ACCORDANCE WITH THE REQUIREMENTS OF
41 PARAGRAPH (a) OF THIS SUBSECTION (3)."

42

43 Page 9, strike lines 15 through 18 and substitute the following:

44

45 "THE VENDOR MAY EXERCISE THE CONTRACT DISPUTE RIGHTS SPECIFIED
46 IN SECTION 24-109-106, 24-109-107, 24-109-201, OR 24-109-202. IF,
47 UPON COMPLETION OF AN APPEAL FILED WITH THE EXECUTIVE DIRECTOR
48 OR THE DENVER DISTRICT COURT, AS APPLICABLE, THE VENDOR IS NOT
49 SATISFIED WITH THE RESOLUTION OF THE APPEAL, THE VENDOR MAY FILE,
50 ON A FORM PREPARED BY THE DEPARTMENT, A REBUTTAL STATEMENT
51 THAT SHALL BE MAINTAINED AS PART OF THE VENDOR EVALUATION
52 RECORD. THE VENDOR'S SOLE REMEDY IN CONTESTING ANY EVALUATION
53 SHALL BE REMOVAL OF THE EVALUATION, CORRECTION OF THE
54 EVALUATION, OR SUBMISSION OF THE REBUTTAL STATEMENT IN
55 ACCORDANCE WITH THE REQUIREMENTS OF THIS SUBSECTION (6)."

56

1 Page 10, line 18, after "**Colorado.**", insert "(1)".

2

3 Page 11, after line 3, insert the following:

4

5 "(2) NOTHING IN SUBSECTION (1) OF THIS SECTION SHALL BE
6 CONSTRUED TO APPLY TO ANY CONTRACT TO WHICH THE STATE IS A PARTY
7 UNDER MEDICARE, THE "COLORADO MEDICAL ASSISTANCE ACT", ARTICLE
8 4 OF TITLE 26, C.R.S., THE "CHILDREN'S BASIC HEALTH PLAN ACT",
9 ARTICLE 19 OF TITLE 26, C.R.S., OR THE "REFORM ACT FOR THE
10 PROVISION OF HEALTH CARE FOR THE MEDICALLY INDIGENT", PART 1 OF
11 ARTICLE 15 OF TITLE 26, C.R.S.

12

13 **SECTION 3.** 24-103-601, Colorado Revised Statutes, is amended
14 to read:

15

16 **24-103-601. Right to audit records.** (1) ~~The state may, at~~
17 ~~reasonable times and places, audit the books and records of any person~~
18 ~~who has submitted cost or pricing data pursuant to section 24-103-403 to~~
19 ~~the extent that such books and records relate to such cost or pricing data.~~
20 ~~Any person who receives a contract, change order, or contract~~
21 ~~modification for which cost or pricing data is required shall maintain such~~
22 ~~books and records relating to such cost or pricing data for three years~~
23 ~~after the date of final payment under the contract, unless a shorter period~~
24 ~~is otherwise authorized in writing.~~

25

26 (2) The state shall be entitled to audit the books and records of a
27 ANY contractor or any subcontractor under any negotiated contract or
28 subcontract ~~other than a firm fixed-price contract~~ to the extent that such
29 THE books and records relate to the performance of such A STATE contract
30 or A subcontract. ~~Such~~ THE books and records shall be maintained by the
31 contractor for a period of three years after the date of final payment under
32 the prime contract and by the subcontractor for a period of three years
33 after the date of final payment under the subcontract, unless a shorter
34 period is otherwise authorized in writing."

35

36 Renumber succeeding sections accordingly.

37

38 Page 11, line 26, after the period, add "THE ACCOUNTABILITY SECTION
39 SHALL INCLUDE A REQUIREMENT THAT PAYMENT BY THE GOVERNMENTAL
40 BODY TO THE VENDOR SHALL BE MADE WITHOUT DELAY UPON SUCCESSFUL
41 COMPLETION OF ALL OR ANY PART OF THE CONTRACT IN ACCORDANCE
42 WITH THE PAYMENT SCHEDULE SPECIFIED IN THE CONTRACT OR AS
43 OTHERWISE AGREED UPON BY THE PARTIES."

44

45 Page 12, strike lines 9 through 12 and substitute the following:

46

47 "TERMINATION OF THE CONTRACT."

48

49 Page 13, strike line 27 and substitute the following:

50

51 "EXECUTIVE DIRECTOR, UPON THE REQUEST OF AND WITH A SHOWING OF
52 GOOD CAUSE BY A GOVERNMENTAL BODY, MAY"

53

54 Page 14, line 3, strike "CAUSE," and substitute "CAUSE BY A VENDOR OR
55 GOVERNMENTAL BODY,";

56

1 strike lines 6 through 11 and substitute the following:

2
3 "BIDDING ON FUTURE CONTRACTS, THE VENDOR MAY EXERCISE THE
4 DEBARMENT PROTEST AND APPEAL RIGHTS SPECIFIED IN SECTION
5 24-109-105, 24-109-107, 24-109-201, OR 24-109-202. IF, UPON
6 COMPLETION OF AN APPEAL FILED WITH THE EXECUTIVE DIRECTOR OR THE
7 DENVER DISTRICT COURT, AS APPLICABLE, THE VENDOR IS NOT SATISFIED
8 WITH THE RESOLUTION OF THE APPEAL, THE VENDOR MAY FILE, ON A FORM
9 PREPARED BY THE DEPARTMENT, A REBUTTAL STATEMENT THAT SHALL BE
10 MAINTAINED AS PART OF THE VENDOR EVALUATION RECORD. THE
11 VENDOR'S SOLE REMEDY IN CONTESTING INFORMATION CONTAINED IN THE
12 REPORT SHALL BE REMOVAL OF THE EVALUATION, CORRECTION OF THE
13 EVALUATION, OR SUBMISSION OF THE REBUTTAL STATEMENT IN
14 ACCORDANCE WITH THE REQUIREMENTS OF THIS SUBSECTION (5).

15
16 (6) INSOFAR AS A CONFLICT EXISTS BETWEEN THE DEFINITION
17 GIVEN A PARTICULAR TERM AFFECTING A PERSONAL SERVICES CONTRACT
18 BY THE DEPARTMENT ACTING PURSUANT TO THIS CODE OR ANY RULES
19 PROMULGATED THEREUNDER AND THE DEFINITION GIVEN A TERM BY AN
20 INSTITUTION OF HIGHER EDUCATION, THE MEANING GIVEN THE TERM BY
21 THE DEPARTMENT SHALL CONTROL.

22
23 (7) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION,
24 NOTHING IN THIS SECTION SHALL BE CONSTRUED TO APPLY TO ANY
25 CONTRACT TO WHICH THE STATE IS A PARTY UNDER MEDICARE, THE
26 "COLORADO MEDICAL ASSISTANCE ACT", ARTICLE 4 OF TITLE 26, C.R.S.,
27 THE "CHILDREN'S BASIC HEALTH PLAN ACT", ARTICLE 19 OF TITLE 26,
28 C.R.S., OR THE "REFORM ACT FOR THE PROVISION OF HEALTH CARE FOR
29 THE MEDICALLY INDIGENT", PART 1 OF ARTICLE 15 OF TITLE 26, C.R.S."

30
31 Page 16, strike lines 5 through 9 and substitute the following:

32
33 "REPORT, THE VENDOR MAY EXERCISE THE CONTRACT RIGHTS SPECIFIED
34 IN SECTION 24-109-106, 24-109-107, 24-109-201, OR 24-109-202. IF,
35 UPON COMPLETION OF AN APPEAL FILED WITH THE EXECUTIVE DIRECTOR
36 OR THE DENVER DISTRICT COURT, AS APPLICABLE, THE VENDOR IS NOT
37 SATISFIED WITH THE RESOLUTION OF THE APPEAL, THE VENDOR MAY FILE,
38 ON A FORM PREPARED BY THE DEPARTMENT, A REBUTTAL STATEMENT
39 THAT SHALL BE MAINTAINED AS PART OF THE VENDOR EVALUATION
40 RECORD. THE VENDOR'S SOLE REMEDY IN CONTESTING SUCH REMOVAL OR
41 PROHIBITION SHALL BE REVERSAL OF THE DEBARMENT OR SUBMISSION OF
42 THE REBUTTAL STATEMENT IN ACCORDANCE WITH THE REQUIREMENTS OF
43 THIS SUBSECTION (5).";

44
45 line 19, after the period, add "INSOFAR AS A CONFLICT EXISTS BETWEEN
46 THE DEFINITION GIVEN A PARTICULAR TERM AFFECTING A PERSONAL
47 SERVICES CONTRACT BY THE DEPARTMENT ACTING PURSUANT TO THIS
48 CODE OR ANY RULES PROMULGATED THEREUNDER AND THE DEFINITION
49 GIVEN A TERM BY AN INSTITUTION OF HIGHER EDUCATION, THE MEANING
50 GIVEN THE TERM BY THE DEPARTMENT SHALL CONTROL."

51
52 Page 19, line 12, strike the second "2" and substitute "1";

53
54 strike line 19 and substitute the following:

55 "(b) The provisions of the remaining sections of this act shall
56 apply".

1 Amendment No. 3, by Representative Garcia.

2

3 Amend Amendment No. 2, by Representative Garcia, as printed in House
4 Journal page 1735, strike lines 11 through 13 and substitute the
5 following:

6

7 "VENDOR'S SOLE REMEDY IN CONTESTING SUCH REMOVAL OR PROHIBITION
8 SHALL BE REVERSAL OF THE DEBARMENT OR SUBMISSION OF THE
9 REBUTTAL STATEMENT IN";

10

11 strike lines 40 and 41 and substitute the following:

12 "RECORD. THE VENDOR'S SOLE REMEDY IN CONTESTING INFORMATION
13 CONTAINED IN THE REPORT SHALL BE REMOVAL OF THE EVALUATION,
14 CORRECTION OF THE EVALUATION, OR SUBMISSION OF".

15

16 As amended, ordered revised and placed on the Calendar for Third
17 Reading and Final Passage.

18

19 On motion of Representative Madden, the remainder of the Special
20 Orders Calendar (**SB06-150, 179 amended, 173, 233, 122, 136, 096**) was
21 laid over until May 4, retaining place on Calendar.

22

23

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

25

26 Representative Larson moved to amend the Report of the Committee of
27 the Whole to show that the following Larson amendment, to SB06-138,
28 did pass, and that **SB06-138**, as amended, did pass.

29

30 Amend reengrossed bill, page 4, line 7, strike "ACCURATELY REFLECT THE
31 ETHANOL" and substitute "STATE THAT THE PRODUCT BEING DISPENSED
32 CONTAINS ETHANOL.";

33

34 strike lines 8 through 10.

35

36 The amendment was declared **lost** by the following roll call vote:

37

	YES	30	NO	34	EXCUSED	01	ABSENT	00
39	Balmer	Y	Frangas	N	Larson	Y	Pommer	N
40	Benefield	Y	Gallegos	N	Lindstrom	Y	Ragsdale	Y
41	Berens	Y	Garcia	N	Liston	Y	Riesberg	N
42	Borodkin	N	Gardner	N	Lundberg	Y	Rose	Y
43	Buescher	Y	Green	N	Madden	N	Schultheis	Y
44	Butcher	N	Hall	Y	Marshall	N	Solano	Y
45	Cadman	Y	Harvey	Y	Massey	Y	Soper	N
46	Carroll M	N	Hefley	Y	May	Y	Stafford	Y
47	Carroll T	Y	Hodge	N	McCluskey	N	Stengel	Y
48	Cerbo	N	Hoppe	N	McFadyen	Y	Sullivan	N
49	Clapp	Y	Jahn	N	McGihon	N	Todd	N
50	Cloer	Y	Judd	Y	McKinley	N	Vigil	N
51	Coleman	N	Kerr A	N	Merrifield	N	Weissmann	Y
52	Crane	Y	Kerr J	Y	Paccione	N	Welker	Y
53	Curry	N	King	N	Penry	N	White	N
54	Decker	N	Knoedler	Y	Plant	N	Witwer	E
55							Speaker	N

56 Representative Witwer excused from voting under House Rule 21(c).

1 Representative Larson moved to amend the Report of the Committee of
2 the Whole to show that the following Larson amendment, to SB06-064,
3 did pass, and that **SB06-064**, as amended, did pass.

4
5 Amend the Appropriations Committee Report, dated May 1, 2006, page
6 1, strike lines 15 and 16 and substitute the following:

7
8 "SECTION IF THE GENERAL ASSEMBLY DOES NOT APPROPRIATE FULL
9 GENERAL FUND FUNDING SPECIFICALLY FOR THE PURPOSES OF
10 IMPLEMENTING THIS SECTION."."

11
12 The amendment was declared **lost** by the following roll call vote:

	YES	30	NO	35	EXCUSED	00	ABSENT	00
15	Balmer	Y	Frangas	N	Larson	Y	Pommer	N
16	Benefield	N	Gallegos	N	Lindstrom	N	Ragsdale	N
17	Berens	Y	Garcia	N	Liston	Y	Riesberg	N
18	Borodkin	N	Gardner	Y	Lundberg	Y	Rose	Y
19	Buescher	Y	Green	N	Madden	N	Schultheis	Y
20	Butcher	N	Hall	Y	Marshall	N	Solano	N
21	Cadman	N	Harvey	Y	Massey	Y	Soper	N
22	Carroll M	N	Hefley	Y	May	Y	Stafford	Y
23	Carroll T	Y	Hodge	N	McCluskey	Y	Stengel	Y
24	Cerbo	N	Hoppe	Y	McFadyen	N	Sullivan	Y
25	Clapp	Y	Jahn	N	McGihon	N	Todd	N
26	Cloer	N	Judd	N	McKinley	N	Vigil	Y
27	Coleman	N	Kerr A	N	Merrifield	N	Weissmann	N
28	Crane	Y	Kerr J	Y	Paccione	N	Welker	Y
29	Curry	N	King	Y	Penry	Y	White	N
30	Decker	Y	Knoedler	Y	Plant	N	Witwer	Y
31							Speaker	N

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

37 Passed Second Reading: **SB06-131 amended, 081, 138 amended,**
38 **198 amended, 064 amended.**

40 Laid over until date indicated retaining place on Calendar: **SB06-150,**
41 **179 amended, 173, 233, 122, 136, 096--**May 4, 2006.

43 Referred to Committee indicated: **SB06-114 amended--**Finance.

45 The Chairman moved the adoption of the Committee of the Whole
46 Report. As shown by the following roll call vote, a majority of those
47 elected to the House voted in the affirmative, and the Report was
48 **adopted.**

	YES	64	NO	01	EXCUSED	00	ABSENT	00
51	Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
52	Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
53	Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
54	Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
55	Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
56	Butcher	N	Hall	Y	Marshall	Y	Solano	Y

1	Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
2	Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
3	Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
4	Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
5	Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
6	Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
7	Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
8	Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
9	Curry	Y	King	Y	Penry	Y	White	Y
10	Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
11							Speaker	Y

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CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILL

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HB06-1386 by Representative(s) Plant, Buescher, Hall; also Senator(s) Tapia, Keller, Owen--Concerning transfers of money to the capital construction fund.

(Amended as printed in Senate Journal, April 17.)

Representative Plant moved that the House **not concur** in Senate amendments and that a Conference Committee be appointed with permission to go beyond the scope of the differences between the House and the Senate. The motion was declared **passed** by the following roll call vote:

YES	64	NO	00	EXCUSED	01	ABSENT	00
Balmer	Y	Frangas	Y	Larson	Y	Pommer	Y
Benefield	Y	Gallegos	Y	Lindstrom	Y	Ragsdale	Y
Berens	Y	Garcia	Y	Liston	Y	Riesberg	Y
Borodkin	Y	Gardner	Y	Lundberg	Y	Rose	Y
Buescher	Y	Green	Y	Madden	Y	Schultheis	Y
Butcher	Y	Hall	E	Marshall	Y	Solano	Y
Cadman	Y	Harvey	Y	Massey	Y	Soper	Y
Carroll M	Y	Hefley	Y	May	Y	Stafford	Y
Carroll T	Y	Hodge	Y	McCluskey	Y	Stengel	Y
Cerbo	Y	Hoppe	Y	McFadyen	Y	Sullivan	Y
Clapp	Y	Jahn	Y	McGihon	Y	Todd	Y
Cloer	Y	Judd	Y	McKinley	Y	Vigil	Y
Coleman	Y	Kerr A	Y	Merrifield	Y	Weissmann	Y
Crane	Y	Kerr J	Y	Paccione	Y	Welker	Y
Curry	Y	King	Y	Penry	Y	White	Y
Decker	Y	Knoedler	Y	Plant	Y	Witwer	Y
						Speaker	Y

The Speaker appointed Representatives Plant, Chairman, Buescher and Hall as House conferees to the bill.

Pursuant to House Rule 25 the Speaker announced that the Committee on Finance would be excused to meet.

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REPORT OF COMMITTEE OF REFERENCE

BUSINESS AFFAIRS & LABOR

After consideration on the merits, the Committee recommends the following:

SB06-239 be referred favorably to the Committee on Appropriations.

INTRODUCTION OF RESOLUTION

The following resolution was read by title and laid over one day under the rules:

SJR06-044 by Senator(s) Boyd, Shaffer; also Representative(s) Madden--Concerning the 90th anniversary of Planned Parenthood of the Rocky Mountains.

House in recess. House reconvened.

REPORTS OF COMMITTEE OF REFERENCE

FINANCE

After consideration on the merits, the Committee recommends the following:

SB06-031 be referred favorably to the Committee on Appropriations.

SB06-114 be referred favorably to the Committee on Appropriations.

SB06-214 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 3, line 18, strike "A PUBLIC UNIVERSITY IN THE STATE" and substitute "THE UNIVERSITY OF COLORADO".

SB06-229 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend page 5, line 5, after "(k).", add "IN ADDITION, THE GENERAL ASSEMBLY SHALL ONLY APPROPRIATE MONEYS PURSUANT TO THIS PARAGRAPH (k) FOR A GIVEN STATE FISCAL YEAR, IF, BASED ON THE PRECEDING MARCH REVENUE FORECAST FROM THE LEGISLATIVE COUNCIL, THERE WILL BE SUFFICIENT REVENUE IN THE OPERATIONAL ACCOUNT OF THE SEVERANCE TAX TRUST FUND AFTER ALL THE APPROPRIATIONS AUTHORIZED OR REQUIRED BY LAW AS OF THE MARCH REVENUE FORECAST TO MEET THE YEAR END BALANCE FOR THE GIVEN

1 STATE FISCAL YEAR THAT IS REQUIRED PURSUANT TO SUBPARAGRAPH (III)
2 OF PARAGRAPH (c) OF SUBSECTION (1) OF THIS SECTION AND REQUIRED
3 PURSUANT TO SUBPARAGRAPH (I) OF PARAGRAPH (f) OF SUBSECTION (1.5)
4 OF THIS SECTION."

5

6

7

8 **SB06-230** be amended as follows, and as so amended, be referred to
9 the Committee on Appropriations with favorable
10 recommendation:

11

12 Amend the Health and Human Services Committee Report, dated May 1,
13 2006, page 2, strike lines 4 through 11 and substitute the following:

14

15 "strike lines 25 through 27.

16

17 Page 10, strike lines 1 through 4.

18

19 Reletter succeeding paragraphs accordingly.";

20

21 line 12, before "line", insert "Page 10,".

22

23 Amend reengrossed bill, page 3, line 18, after "DRUG," insert "THAT
24 MANUFACTURER'S THIRD-PARTY LOGISTICS PROVIDER, OR THAT
25 MANUFACTURER'S EXCLUSIVE DISTRIBUTOR,";

26

27 line 23, strike "DRUG." and substitute "DRUG, THAT MANUFACTURER'S
28 THIRD-PARTY LOGISTICS PROVIDER, OR THAT MANUFACTURER'S EXCLUSIVE
29 DISTRIBUTOR."

30

31 Page 8, line 12, strike "MANUFACTURER" and substitute "MANUFACTURER,
32 THAT MANUFACTURER'S THIRD-PARTY LOGISTICS PROVIDER, OR THAT
33 MANUFACTURER'S EXCLUSIVE DISTRIBUTOR";

34

35 after line 21, insert the following:

36

37 "(m) THE SALE OR TRANSFER OF COMPOUNDED DRUGS
38 COMPOUNDED BY A RETAIL PHARMACY AS DEFINED IN SECTION 12-22-102,
39 (6) AND AS AUTHORIZED BY SECTION 12-22-121 (6) (b).";

40

41 line 22, after "(3)", insert "(a)" and, strike "HAVE THE AUTHORITY TO";

42

43 line 23, strike "SECTION," and substitute "SECTION";

44

45 strike line 24 and substitute the following:

46

47 "IF SUCH ENTITY'S".

48

49 Page 9, after line 5, insert the following:

50

51 "(b) THE BOARD SHALL HAVE THE AUTHORITY TO EXEMPT A
52 WHOLESALER FROM ANY OF THE REQUIREMENTS OF THIS PART 8 IF THE
53 WHOLESALER EXCLUSIVELY DISTRIBUTES ANIMAL HEALTH MEDICINES.";

54

55 strike lines 6 through 8.

56

1 Page 12, line 27, strike "APPLICANT." and substitute "APPLICANT IF THE
2 PHYSICAL LOCATION OF THE APPLICANT'S FACILITY IS IN THIS STATE. IF
3 THE PHYSICAL LOCATION OF THE APPLICANT'S FACILITY IS LOCATED
4 OUTSIDE OF THIS STATE, AT THE DISCRETION OF THE BOARD, THE BOARD,
5 A BOARD-APPROVED ACCREDITATION BODY, OR THE NATIONAL
6 ASSOCIATION OF BOARDS OF PHARMACY'S VERIFIED ACCREDITED
7 WHOLESALE DISTRIBUTOR PROGRAM SHALL CONDUCT A PHYSICAL
8 INSPECTION OF THE FACILITY PRIOR TO ISSUING A WHOLESALER LICENSE TO
9 THE APPLICANT."

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LAY OVER OF CALENDAR ITEMS

15 On motion of Representative Madden, the following items on the
16 Calendar were laid over until May 4, retaining place on Calendar:

17

18 Consideration of Third Reading--**SCR06-001, HB06-1412,**
19 **HCR06-1012.**

20 Consideration of General Orders--**HCR06-1002, SCR06-002, SB06-170,**
21 **004, 011, 044, 046, 072, 111, 141, 183, 193, 207, 221.**

22 Consideration of Conference Committee Reports--**HB06-1209, 1288,**
23 **SB06-051, 209.**

24 Consideration of Resolutions--**HJR06-1022, 1031, 1035, 1036,**
25 **SJR06-015, 019, 020, 032, 035, 038, 039, 041 050.**

26 Consideration of Memorial--**SJM06-003.**

27 Consideration of Senate Amendments--**HB06-1277, 1293, 1006, 1024,**
28 **1054, 1278, 1306, 1323, 1330, 1346, 1347, 1360.**

29 Consideration of Adherence--**SB06-067.**

30 Consideration of Governor's Vetoes--**HB06-1216, 1005, 1023, 1369,**
31 **1371, 1374, 1010, 1056, 1077, 1148, 1174, 1212, 1095, 1309, 1385.**

32

33

34 On motion of Representative Garcia, the House adjourned until 9:00 a.m.,
35 May 4, 2006.

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Approved:
ANDREW ROMANOFF,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk