

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

Fiftieth Legislative Day

Wednesday, March 1, 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 Clarissa Nelson, Arika Stewart, Megan
 7 Wilder, Jaime Olk, Sean Guerro, James Allen, from the James Irwin
 8 Charter Schools, Colorado Springs.

9
 10 The roll was called with the following result:

11
 12 Present--62.
 13 Excused--Representatives Marshall, Todd--2.
 14 Absent--Representative Plant--1.
 15 Present after roll call--Representative Plant.

16
 17 The Speaker declared a quorum present.

18
 19
 20 On motion of Representative Gallegos, the reading of the journal of
 21 February 28, 2006, was declared dispensed with and approved as
 22 corrected by the Chief Clerk.

THIRD READING OF BILLS--FINAL PASSAGE

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

30
 31 **HB06-1295** by Representative(s) Hodge; also Senator(s) Hanna--
 32 Concerning the salaries of county officers, and, in
 33 connection therewith, implementing the recommendations
 34 of the county elected officials' salary commission.

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

	YES	44	NO	18	EXCUSED	03	ABSENT	00
42	Balmer	N	Decker	N	Larson	Y	Pommer	Y
43	Benefield	Y	Frangas	N	Lindstrom	Y	Ragsdale	Y

1	Berens	Y	Gallegos	Y	Liston	N	Riesberg	Y
2	Borodkin	Y	Garcia	Y	Lundberg	N	Rose	Y
3	Boyd	Y	Gardner	N	Madden	Y	Schultheis	N
4	Buescher	Y	Green	Y	Marshall	E	Solano	Y
5	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
6	Cadman	N	Harvey	Y	May	Y	Stafford	Y
7	Carroll M	Y	Hefley	N	McCluskey	Y	Stengel	Y
8	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
9	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
10	Clapp	E	Jahn	Y	McKinley	Y	Vigil	Y
11	Cloer	N	Judd	Y	Merrifield	N	Weissmann	N
12	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y
13	Crane	N	King	N	Penry	N	White	N
14	Curry	N	Knoedler	Y	Plant	Y	Witwer	N
15							Speaker	Y

16 Co-sponsors added: Representatives Sullivan, Vigil.

17
 18 **SB06-012** by Senator(s) Isgar, Kester, Bacon, Entz, Fitz-Gerald,
 19 Keller, Williams, Windels; also Representative(s) Curry,
 20 Vigil, Witwer, Gallegos--Concerning the voluntary
 21 contribution designation benefiting the family resource
 22 centers fund that appears on the state individual income
 23 tax return forms, and, in connection therewith, extending
 24 the period for the contribution designation.

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

	YES	51	NO	11	EXCUSED	03	ABSENT	00
32	Balmer	N	Decker	Y	Larson	Y	Pommer	Y
33	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
34	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
35	Borodkin	Y	Garcia	N	Lundberg	N	Rose	Y
36	Boyd	Y	Gardner	N	Madden	Y	Schultheis	N
37	Buescher	Y	Green	Y	Marshall	E	Solano	Y
38	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
39	Cadman	N	Harvey	N	May	Y	Stafford	Y
40	Carroll M	Y	Hefley	N	McCluskey	Y	Stengel	Y
41	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
42	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
43	Clapp	E	Jahn	Y	McKinley	Y	Vigil	Y
44	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	N
45	Coleman	Y	Kerr	Y	Paccione	Y	Welker	N
46	Crane	Y	King	N	Penry	Y	White	Y
47	Curry	Y	Knoedler	Y	Plant	Y	Witwer	Y
48							Speaker	Y

49 Co-sponsors added: Representatives Berens, Decker, Frangas, Jahn, McCluskey,
 50 Paccione, Solano, Soper, Stafford.

51
 52
 53 **HB06-1277** by Representative(s) Clapp; also Senator(s) Sandoval--
 54 Concerning the treatment of persons with a mental illness.

55

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 bill
 4 was declared **passed**.

	YES	59	NO	04	EXCUSED	02	ABSENT	00
7	Balmer	Y	Decker	Y	Larson	Y	Pommer	Y
8	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
9	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
10	Borodkin	Y	Garcia	Y	Lundberg	N	Rose	Y
11	Boyd	Y	Gardner	Y	Madden	Y	Schultheis	N
12	Buescher	Y	Green	Y	Marshall	E	Solano	Y
13	Butcher	N	Hall	Y	Massey	Y	Soper	Y
14	Cadman	N	Harvey	Y	May	Y	Stafford	Y
15	Carroll M	Y	Hefley	Y	McCluskey	Y	Stengel	Y
16	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
17	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
18	Clapp	Y	Jahn	Y	McKinley	Y	Vigil	Y
19	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	Y
20	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y
21	Crane	Y	King	Y	Penry	Y	White	Y
22	Curry	Y	Knoedler	Y	Plant	Y	Witwer	Y
23							Speaker	Y

24 Co-sponsors added: Representatives Berens, Boyd, Coleman, Frangas, Green,
 25 Jahn, Larson, Stafford.

26
 27 **HB06-1085** by Representative(s) Garcia; also Senator(s) Entz--
 28 Concerning expansion of the purposes for which moneys
 29 in the building regulation fund may be expended, and
 30 making an appropriation in connection therewith.

31
 32 The question being "Shall the bill 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 bill
 35 was declared **passed**.

	YES	50	NO	12	EXCUSED	03	ABSENT	00
38	Balmer	N	Decker	N	Larson	Y	Pommer	Y
39	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
40	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
41	Borodkin	Y	Garcia	Y	Lundberg	N	Rose	Y
42	Boyd	Y	Gardner	N	Madden	Y	Schultheis	N
43	Buescher	Y	Green	Y	Marshall	E	Solano	Y
44	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
45	Cadman	N	Harvey	N	May	Y	Stafford	Y
46	Carroll M	Y	Hefley	N	McCluskey	Y	Stengel	Y
47	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
48	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
49	Clapp	E	Jahn	Y	McKinley	Y	Vigil	Y
50	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	N
51	Coleman	Y	Kerr	Y	Paccione	Y	Welker	N
52	Crane	N	King	Y	Penry	Y	White	Y
53	Curry	Y	Knoedler	N	Plant	Y	Witwer	Y
54							Speaker	Y

55 Co-sponsor added: Representative Soper.

56

1 **HB06-1091** by Representative(s) McFadyen, Larson, Hodge; also
 2 Senator(s) Takis, Brophy, Kester--Concerning the
 3 inclusion of commercial vehicles in the enterprise zone
 4 income tax credit for investments in certain property.

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

	YES	48	NO	14	EXCUSED	03	ABSENT	00
12	Balmer	N	Decker	N	Larson	Y	Pommer	Y
13	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
14	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
15	Borodkin	Y	Garcia	N	Lundberg	N	Rose	Y
16	Boyd	N	Gardner	Y	Madden	Y	Schultheis	N
17	Buescher	Y	Green	Y	Marshall	E	Solano	Y
18	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
19	Cadman	N	Harvey	N	May	N	Stafford	Y
20	Carroll M	Y	Hefley	N	McCluskey	Y	Stengel	Y
21	Carroll T	N	Hodge	Y	McFadyen	Y	Sullivan	Y
22	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
23	Clapp	E	Jahn	Y	McKinley	Y	Vigil	Y
24	Cloer	Y	Judd	N	Merrifield	Y	Weissmann	N
25	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y
26	Crane	Y	King	Y	Penry	Y	White	Y
27	Curry	Y	Knoedler	N	Plant	Y	Witwer	Y
28							Speaker	Y

29 Co-sponsors added: Representatives Coleman, Massey, Pommer, Vigil.

30
 31
 32 **HB06-1124** by Representative(s) Hodge; also Senator(s) Owen--
 33 Concerning the adjudication of a rotational crop
 34 management contract, and making an appropriation in
 35 connection therewith.

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**.

	YES	61	NO	01	EXCUSED	03	ABSENT	00
43	Balmer	Y	Decker	Y	Larson	Y	Pommer	Y
44	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
45	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
46	Borodkin	Y	Garcia	Y	Lundberg	Y	Rose	Y
47	Boyd	Y	Gardner	Y	Madden	Y	Schultheis	Y
48	Buescher	Y	Green	Y	Marshall	E	Solano	Y
49	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
50	Cadman	Y	Harvey	Y	May	Y	Stafford	Y
51	Carroll M	Y	Hefley	Y	McCluskey	Y	Stengel	Y
52	Carroll T	Y	Hodge	Y	McFadyen	N	Sullivan	Y
53	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
54	Clapp	E	Jahn	Y	McKinley	Y	Vigil	Y
55	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	Y
56	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y

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

4 Co-sponsors added: Representatives Berens, Borodkin, Coleman, Crane, Curry,
5 Frangas, Gallegos, Garcia, Harvey, Hoppe, Jahn, Kerr, King, May, Paccione,
6 Rose, Schultheis, Solano, Stafford, Sullivan, Weissmann.

7
8 **HB06-1196** by Representative(s) Balmer, Borodkin, Coleman, Liston,
9 Marshall, McCluskey, Paccione, Welker; also Senator(s)
10 Tapia--Concerning the consolidation of the existing
11 regulation of engineering-related professions, and, in
12 connection therewith, consolidating the state board of
13 licensure for professional engineers and professional land
14 surveyors and the state board of examiners of architects
15 into the state board of licensure for architects, professional
16 engineers, and professional land surveyors, continuing the
17 regulation of architecture, clarifying what constitutes a
18 record set of drawings and the proper use of an architect's
19 stamp on such drawings, imposing professional liability,
20 clarifying issues concerning architectural firms,
21 authorizing the use of the name of a departed partner in
22 the name of a firm, changing certain notifications
23 concerning settlements or judgments, requiring that a
24 crime that triggers discipline be related to the practice of
25 architecture, and repealing certain board notification
26 requirements, and making an appropriation in connection
27 therewith.

28
29 The question being "Shall the bill 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 bill
32 was declared **passed**.

34	YES	62	NO	00	EXCUSED	03	ABSENT	00
35	Balmer	Y	Decker	Y	Larson	Y	Pommer	Y
36	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
37	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
38	Borodkin	Y	Garcia	Y	Lundberg	Y	Rose	Y
39	Boyd	Y	Gardner	Y	Madden	Y	Schultheis	Y
40	Buescher	Y	Green	Y	Marshall	E	Solano	Y
41	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
42	Cadman	Y	Harvey	Y	May	Y	Stafford	Y
43	Carroll M	Y	Hefley	Y	McCluskey	Y	Stengel	Y
44	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
45	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
46	Clapp	E	Jahn	Y	McKinley	Y	Vigil	Y
47	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	Y
48	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y
49	Crane	Y	King	Y	Penry	Y	White	Y
50	Curry	Y	Knoedler	Y	Plant	Y	Witwer	Y
51							Speaker	Y

52 Co-sponsors added: Representatives Berens, Hall, Jahn, Kerr, Rose, Stafford,
53 Sullivan.

54
55 **HB06-1287** by Representative(s) Stafford; also Senator(s) Sandoval--
56 Concerning the investment of public funds.

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 bill
 4 was declared **passed**.

	YES	62	NO	01	EXCUSED	02	ABSENT	00
7	Balmer	Y	Decker	Y	Larson	Y	Pommer	Y
8	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
9	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
10	Borodkin	Y	Garcia	Y	Lundberg	Y	Rose	Y
11	Boyd	Y	Gardner	Y	Madden	Y	Schultheis	Y
12	Buescher	Y	Green	Y	Marshall	E	Solano	Y
13	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
14	Cadman	Y	Harvey	Y	May	Y	Stafford	Y
15	Carroll M	Y	Hefley	Y	McCluskey	Y	Stengel	Y
16	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
17	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
18	Clapp	Y	Jahn	Y	McKinley	Y	Vigil	Y
19	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	N
20	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y
21	Crane	Y	King	Y	Penry	Y	White	Y
22	Curry	Y	Knoedler	Y	Plant	Y	Witwer	Y
23							Speaker	Y

24 Co-sponsors added: Representatives Hall, Kerr, Liston.

25
 26 **HB06-1273** by Representative(s) Liston; also Senator(s) Traylor--
 27 Concerning the right of final disposition of the remains of
 28 a decedent.

29
 30 The question being "Shall the bill 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 bill
 33 was declared **passed**.

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

53 Co-sponsors added: Representatives Berens, Kerr, Larson, Stafford.

54
 55

1 **HB06-1334** by Representative(s) Clapp; also Senator(s) Gordon--
 2 Concerning the confidentiality of evaluations performed in
 3 proceedings involving the allocation of parental
 4 responsibilities with respect to children.

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

10

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

29 Co-sponsors added: Representatives Berens, Carroll M, Crane, Frangas, Jahn,
 30 Madden, May, Paccione, Solano, Stafford, Stengel, Sullivan.

31

32 **HB06-1157** by Representative(s) Coleman, Buescher, Garcia,
 33 Marshall, Romanoff, Stengel, White; also Senator(s) May
 34 R., Williams--Concerning the security of communication
 35 and information resources in public agencies, and making
 36 an appropriation in connection therewith.

37

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

42

	YES	63	NO	00	EXCUSED	02	ABSENT	00
44	Balmer	Y	Decker	Y	Larson	Y	Pommer	Y
45	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
46	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
47	Borodkin	Y	Garcia	Y	Lundberg	Y	Rose	Y
48	Boyd	Y	Gardner	Y	Madden	Y	Schultheis	Y
49	Buescher	Y	Green	Y	Marshall	E	Solano	Y
50	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
51	Cadman	Y	Harvey	Y	May	Y	Stafford	Y
52	Carroll M	Y	Hefley	Y	McCluskey	Y	Stengel	Y
53	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
54	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
55	Clapp	Y	Jahn	Y	McKinley	Y	Vigil	Y
56	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	Y

1	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y
2	Crane	Y	King	Y	Penry	Y	White	Y
3	Curry	Y	Knoedler	Y	Plant	Y	Witwer	Y
4							Speaker	Y

5 Co-sponsors added: Representatives Frangas, Hall, McFadyen, Paccione, Penry,
6 Rose, Stafford.

7
8 **SB06-056** by Senator(s) Bacon, McElhany, Windels; also
9 Representative(s) McFadyen, Berens, Riesberg--
10 Concerning authority over proposals for construction of
11 capital improvements.

12
13 The question being "Shall the bill pass?".
14 A roll call vote was taken. As shown by the following recorded vote, a
15 majority of those elected to the House voted in the affirmative and the bill
16 was declared **passed**.

17	YES	60	NO	03	EXCUSED	02	ABSENT	00
18	Balmer	Y	Decker	N	Larson	Y	Pommer	Y
19	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
20	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
21	Borodkin	Y	Garcia	Y	Lundberg	Y	Rose	Y
22	Boyd	Y	Gardner	N	Madden	Y	Schultheis	Y
23	Buescher	Y	Green	Y	Marshall	E	Solano	Y
24	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
25	Cadman	Y	Harvey	Y	May	Y	Stafford	Y
26	Carroll M	Y	Hefley	Y	McCluskey	Y	Stengel	Y
27	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
28	Cerbo	Y	Hoppe	N	McGihon	Y	Todd	E
29	Clapp	Y	Jahn	Y	McKinley	Y	Vigil	Y
30	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	Y
31	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y
32	Crane	Y	King	Y	Penry	Y	White	Y
33	Curry	Y	Knoedler	Y	Plant	Y	Witwer	Y
34							Speaker	Y

35
36 Co-sponsors added: Representatives Coleman, Rose.

37
38 **HB06-1251** by Representative(s) Green; also Senator(s) Tochtrop--
39 Concerning a prohibition on price gouging.

40
41 Laid over until March 2, retaining place on Calendar.

42
43 **HB06-1264** by Representative(s) Hefley; also Senator(s) Grossman--
44 Concerning the enactment of consistent provisions among
45 the occupations regulated by the division of registrations
46 in the department of regulatory agencies.

47
48 The question being "Shall the bill pass?".
49 A roll call vote was taken. As shown by the following recorded vote, a
50 majority of those elected to the House voted in the affirmative and the bill
51 was declared **passed**.

52	YES	57	NO	06	EXCUSED	02	ABSENT	00
53	Balmer	Y	Decker	Y	Larson	Y	Pommer	Y
54	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	N
55	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y

1	Borodkin	Y	Garcia	Y	Lundberg	Y	Rose	Y
2	Boyd	Y	Gardner	Y	Madden	Y	Schultheis	Y
3	Buescher	Y	Green	Y	Marshall	E	Solano	Y
4	Butcher	Y	Hall	Y	Massey	Y	Soper	N
5	Cadman	Y	Harvey	Y	May	Y	Stafford	Y
6	Carroll M	N	Hefley	Y	McCluskey	Y	Stengel	Y
7	Carroll T	Y	Hodge	Y	McFadyen	N	Sullivan	Y
8	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
9	Clapp	Y	Jahn	Y	McKinley	Y	Vigil	Y
10	Cloer	N	Judd	Y	Merrifield	Y	Weissmann	N
11	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y
12	Crane	Y	King	Y	Penry	Y	White	Y
13	Curry	Y	Knoedler	Y	Plant	Y	Witwer	Y
14							Speaker	Y

15
 16 **HB06-1320** by Representative(s) Hefley, McGihon, Carroll T., Clapp,
 17 Decker, Gardner, Jahn; also Senator(s) Grossman--
 18 Concerning the promotion of the lottery by the state
 19 lottery division director.

20
 21 The question being "Shall the bill pass?".

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

25	YES	56	NO	07	EXCUSED	02	ABSENT	00
26	Balmer	Y	Decker	Y	Larson	Y	Pommer	Y
27	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
28	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
29	Borodkin	Y	Garcia	Y	Lundberg	N	Rose	Y
30	Boyd	Y	Gardner	Y	Madden	Y	Schultheis	N
31	Buescher	Y	Green	N	Marshall	E	Solano	Y
32	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
33	Cadman	N	Harvey	Y	May	Y	Stafford	N
34	Carroll M	Y	Hefley	Y	McCluskey	Y	Stengel	Y
35	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
36	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
37	Clapp	Y	Jahn	Y	McKinley	Y	Vigil	Y
38	Cloer	N	Judd	Y	Merrifield	Y	Weissmann	Y
39	Coleman	Y	Kerr	Y	Paccione	Y	Welker	N
40	Crane	Y	King	Y	Penry	Y	White	Y
41	Curry	Y	Knoedler	Y	Plant	Y	Witwer	Y
42							Speaker	Y

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CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILL

50 **HB06-1140** by Representative(s) McCluskey; also Senator(s) Veiga--
 51 Concerning the registration of trademarks.

(Amended as printed in Senate Journal, February 24, page 334.)

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

	YES	63	NO	00	EXCUSED	02	ABSENT	00
6	Balmer	Y	Decker	Y	Larson	Y	Pommer	Y
7	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
8	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
9	Borodkin	Y	Garcia	Y	Lundberg	Y	Rose	Y
10	Boyd	Y	Gardner	Y	Madden	Y	Schultheis	Y
11	Buescher	Y	Green	Y	Marshall	E	Solano	Y
12	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
13	Cadman	Y	Harvey	Y	May	Y	Stafford	Y
14	Carroll M	Y	Hefley	Y	McCluskey	Y	Stengel	Y
15	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
16	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
17	Clapp	Y	Jahn	Y	McKinley	Y	Vigil	Y
18	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	Y
19	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y
20	Crane	Y	King	Y	Penry	Y	White	Y
21	Curry	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	63	NO	00	EXCUSED	02	ABSENT	00
30	Balmer	Y	Decker	Y	Larson	Y	Pommer	Y
31	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
32	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
33	Borodkin	Y	Garcia	Y	Lundberg	Y	Rose	Y
34	Boyd	Y	Gardner	Y	Madden	Y	Schultheis	Y
35	Buescher	Y	Green	Y	Marshall	E	Solano	Y
36	Butcher	Y	Hall	Y	Massey	Y	Soper	Y
37	Cadman	Y	Harvey	Y	May	Y	Stafford	Y
38	Carroll M	Y	Hefley	Y	McCluskey	Y	Stengel	Y
39	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
40	Cerbo	Y	Hoppe	Y	McGihon	Y	Todd	E
41	Clapp	Y	Jahn	Y	McKinley	Y	Vigil	Y
42	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	Y
43	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y
44	Crane	Y	King	Y	Penry	Y	White	Y
45	Curry	Y	Knoedler	Y	Plant	Y	Witwer	Y
46							Speaker	Y

CONSIDERATION OF RESOLUTION

51
 52 **HR06-1006** by Representative(s) Jahn, Gallegos, Cloer, Kerr--
 53 Concerning appointments of employees for the House of
 54 Representatives of the Sixty-fifth General Assembly.

55
 56 (Printed and placed in member's file.)

1 On motion of Representative Jahn, the resolution was **adopted** by **viva**
2 **voce** vote.

3

4 Co-sponsors added: Representatives Berens, Cerbo, Gardner, Hoppe, Madden,
5 Pommer, Rose, Stafford.

6

7

8

House in recess. House reconvened.

9

10

11

12 **REPORTS OF COMMITTEES OF REFERENCE**

13

14 **STATE, VETERANS, & MILITARY AFFAIRS**

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

17

18 **HB06-1343** be amended as follows, and as so amended, be referred to
19 the Committee on Appropriations with favorable
20 recommendation:

21

22 Amend printed bill, page 4, strike lines 15 through 23 and substitute the
23 following:

24

25 "SUBDIVISION.

26

27 (4) A STATE AGENCY OR POLITICAL SUBDIVISION SHALL NOTIFY
28 THE OFFICE OF THE SECRETARY OF STATE IF A CONTRACTOR VIOLATES A
29 PROVISION OF A PUBLIC CONTRACT FOR SERVICES REQUIRED PURSUANT TO
30 SUBSECTION (2) OF THIS SECTION AND THE STATE AGENCY OR POLITICAL
31 SUBDIVISION TERMINATES THE CONTRACT FOR SUCH BREACH. BASED ON
32 THIS NOTIFICATION, THE SECRETARY OF STATE SHALL MAINTAIN A LIST
33 THAT INCLUDES THE NAME OF THE CONTRACTOR, THE STATE AGENCY OR
34 POLITICAL SUBDIVISION THAT TERMINATED THE PUBLIC CONTRACT FOR
35 SERVICES, AND THE DATE OF THE TERMINATION. A CONTRACTOR SHALL BE
36 REMOVED FROM THE LIST IF TWO YEARS HAVE PASSED SINCE THE DATE THE
37 CONTRACT WAS TERMINATED, OR IF A COURT OF COMPETENT JURISDICTION
38 DETERMINES THAT THERE HAS NOT BEEN A VIOLATION OF THE PROVISION
39 OF THE PUBLIC CONTRACT FOR SERVICES REQUIRED PURSUANT TO
40 SUBSECTION (2) OF THIS SECTION. A STATE AGENCY OR POLITICAL
41 SUBDIVISION SHALL NOTIFY THE OFFICE OF THE SECRETARY OF STATE IF A
42 COURT HAS MADE SUCH A DETERMINATION. THE LIST SHALL BE AVAILABLE
43 FOR PUBLIC INSPECTION AT THE OFFICE OF THE SECRETARY OF STATE AND
44 SHALL BE PUBLISHED ON THE INTERNET ON THE WEBSITE MAINTAINED BY
45 THE OFFICE OF THE SECRETARY OF STATE."

46

47 Page 5, strike line 8;

48

49 line 9, strike "TIPLINE OR".

50

51

52

53 **SB06-062** be amended as follows, and as so amended, be referred to
54 the Committee of the Whole with favorable
55 recommendation:

56

1 Amend reengrossed bill, page 3, line 23, strike "SERVICE" and substitute
2 "SERVICE OR ANY CHARITABLE OR NONGOVERNMENTAL ORGANIZATION,";
3
4 line 24, strike "SPECIFIED";
5
6 strike line 25 and substitute the following:
7
8 "CIRCUMSTANCES WHERE ANOTHER MORE SECURE VOTING METHOD IS NOT
9 AVAILABLE OR FEASIBLE.";

10
11 strike line 26 and substitute the following:
12

13 **"SECTION 2. Effective date.** This act shall take effect at 12:01
14 a.m. on the day following the expiration of the ninety-day period after
15 final adjournment of the general assembly that is allowed for submitting
16 a referendum petition pursuant to article V, section 1 (3) of the state
17 constitution (August 9, 2006, if adjournment sine die is on May 10,
18 2006); except that, if a referendum petition is filed against this act or an
19 item, section, or part of this act within such period, then the act, item,
20 section, or part, if approved by the people, shall take effect on the date of
21 the official declaration of the vote thereon by proclamation of the
22 governor.".

23
24 Strike page 4.
25

27 SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

28
29 The Speaker has signed: **HB06-1063; HR06-1006.**
30

32 MESSAGE FROM THE SENATE

33
34 The Senate has passed on Third Reading and returns herewith
35 HB06-1136, HB06-1028.
36

37 The Senate has passed on Third Reading and transmitted to the Revisor
38 of Statutes: SB06-185,
39

40 SB06-071, amended as printed in Senate Journal, February 28, pages
41 360,
42 SB06-040, amended as printed in Senate Journal, February 24, pages
43 339, and on Third Reading, March 1, 2006, as printed in
44 Senate Journal,
45 SB06-171, amended as printed in Senate Journal, February 28, pages
46 361,
47 SB06-177, amended as printed in Senate Journal, February 28, pages
48 361,
49 SB06-089, amended as printed in Senate Journal, February 28, pages
50 361-362,
51 SB06-135, amended as printed in Senate Journal, February 28, pages
52 363,
53 SB06-015, amended as printed in Senate Journal, February 28, pages
54 363,
55 HB06-1033, amended as printed in Senate Journal, February 28, pages
56 363-364.

1 The Senate voted to concur in House amendments to SB06-016, as
2 printed in House Journal, February 24, page 513, and repassed the bill as
3 amended.

4
5 The Senate voted to concur in House amendments to SB06-084 , as
6 printed in House Journal, February 28, page 513-514, and repassed the
7 bill as amended.

8
9 The Senate has postponed indefinitely HB06-1139. The bill is returned
10 herewith.

MESSAGE FROM THE REVISOR

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15
16 We herewith transmit:
17 Without comment, SB06-185.
18 Without comment, as amended, HB06-1033.
19 Without comment, as amended, SB06-071, 040, 171, 177, 089, 135 and
20 015.

INTRODUCTION OF BILLS First Reading

21
22
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26
27 The following bills were read by title and referred to the committees
28 indicated:

29
30 **HB06-1364** by Representative(s) Madden; also Senator(s) Shaffer--
31 Concerning offenses related to the location of a protected
32 person.
33 Committee on Judiciary

34
35 **HB06-1365** by Representative(s) Frangas, Coleman; also Senator(s)
36 Lamborn, Sandoval--Concerning state budgeting, and, in
37 connection therewith, establishing a performance-based
38 budget for state fiscal years commencing on and after July
39 1, 2009, and requiring budget savings from the same state
40 fiscal years to be transferred to the Colorado fiscal
41 responsibility fund to be saved and used only during
42 economic downturns to stabilize funding for state
43 programs and to prevent cuts in essential services or
44 layoffs of state personnel.
45 Committee on Finance

46
47 **SB06-015** by Senator(s) Taylor, Hanna, Takis; also Representative(s)
48 Coleman, Schultheis, Vigil, White--Concerning a
49 clarification of the types of motor vehicles included in the
50 centralized fleet of state vehicles, and making an
51 appropriation therefor.
52 Committee on Transportation & Energy
53 Committee on Appropriations

54
55

- 1 **SB06-040** by Senator(s) Teck; also Representative(s) Buescher--
2 Concerning increased consumer protections with regard to
3 contracts containing automatic renewal provisions.
4 Committee on Business Affairs and Labor
5
- 6 **SB06-066** by Senator(s) Groff; also Representative(s) Todd--
7 Concerning parental involvement in kindergarten through
8 twelfth grade education.
9 Committee on Business Affairs and Labor
10
- 11 **SB06-071** by Senator(s) Veiga; also Representative(s) Massey--
12 Concerning the increased regulation of agreements offered
13 to a home owner in connection with foreclosure of the
14 home owner's residence.
15 Committee on Business Affairs and Labor
16
- 17 **SB06-089** by Senator(s) Hagedorn; also Representative(s) Carroll
18 M.--Concerning common interest communities.
19 Committee on Local Government
20
- 21 **SB06-135** by Senator(s) Owen, Tapia, Keller; also Representative(s)
22 Plant, Buescher, Hall--Concerning the enrollment of
23 pregnant women in the children's basic health plan, and, in
24 connection therewith, authorizing the use of tobacco tax
25 moneys to pay for the services provided, and making an
26 appropriation.
27 Committee on Health and Human Services
28 Committee on Appropriations
29
- 30 **SB06-171** by Senator(s) Johnson; also Representative(s) Lindstrom--
31 Concerning the transfer of certain authorities of the state
32 board of health to other governmental entities.
33 Committee on Health and Human Services
34
- 35 **SB06-177** by Senator(s) Veiga; also Representative(s) Larson--
36 Concerning modifications to the statutory requirements of
37 part 3 of article 4.1 of title 24, Colorado Revised Statutes.
38 Committee on Judiciary
39
- 40 **SB06-185** by Senator(s) Lamborn; also Representative(s) Liston--
41 Concerning the protection of home owners in small
42 common interest communities.
43 Committee on Local Government
44

CHANGE IN SPONSORSHIP

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50 Speaker Romanoff announced that Representative Todd has replaced
51 Representative T. Carroll as House sponsor for **SB06-066**.
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LAY OVER OF CALENDAR ITEMS

On motion of Representative Garcia, the following items on the Calendar were laid over until March 2, retaining place on Calendar:

- Consideration of Special Orders--**HB06-1281**.
- Consideration of General Orders--**HB06-1193, 1066, 1008, 1154, 1351**.
- Consideration of Resolutions--**HJR06-1013, 1015**.
- Consideration of Senate Amendments--**HB06-1040, 1175**.

On motion of Representative Stafford, the House adjourned until 9:00 a.m., March 2, 2006.

Approved:
ANDREW ROMANOFF,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk