

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

Seventy-second Legislative Day

Thursday, March 23, 2006

1 Prayer by Dr. Gary Bowser, First Baptist Church, Denver.

2

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

4

5 Pledge of Allegiance led by Christina Wolf, Hutchinson Elementary,
6 Lakewood.

7

8 The roll was called with the following result:

9

10 Present--62.

11 Vacancy--1.

12 Excused--Representative Pommer--1.

13 Absent--Representative McFadyen--1.

14 Present after roll call--Representatives McFadyen, Pommer.

15

16 The Speaker declared a quorum present.

17

18

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

22

23

24

APPOINTMENT

25

26 The Speaker announced the following appointment made by
27 Representative May:

28

Representative Witwer to the General Assembly Board of Ethics.

29

30

THIRD READING OF BILLS--FINAL PASSAGE

31

32

33 The following bills were considered on Third Reading. The titles were
34 publicly read. Reading of the bill at length was dispensed with by
35 unanimous consent.

36

37 **HB06-1176** by Representative(s) Ragsdale--Concerning the
38 authorization of kit motor vehicles, and making an
39 appropriation therefor.

40

41 Laid over until March 24, retaining place on Calendar.

42

43

1 **SB06-187** by Senator(s) Shaffer; also Representative(s) Witwer--
 2 Concerning title 7 of the Colorado Revised Statutes.
 3

4 The question being "Shall the bill 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 bill
 7 was declared **passed**.
 8

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

27 Co-sponsors added: Representatives Butcher, Gallegos, Marshall, McGihon.
 28

29 **HB06-1375** by Representative(s) Pommer; also Senator(s) Windels--
 30 Concerning the financing of public schools, and making an
 31 appropriation therefor.
 32

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

	YES 64	NO 00	EXCUSED 00	ABSENT 00	VACANCY 01	
38 Balmer	Y	Decker	Y	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	Y Rose	Y
42	V	Gardner	Y	Madden	Y Schultheis	Y
43 Buescher	Y	Green	Y	Marshall	Y Solano	Y
44 Butcher	Y	Hall	Y	Massey	Y Soper	Y
45 Cadman	Y	Harvey	Y	May	Y Stafford	Y
46 Carroll M	Y	Hefley	Y	McCluskey	Y Stengel	Y
47 Carroll T	Y	Hodge	Y	McFadyen	Y Sullivan	Y
48 Cerbo	Y	Hoppe	Y	McGihon	Y Todd	Y
49 Clapp	Y	Jahn	Y	McKinley	Y Vigil	Y
50 Cloer	Y	Judd	Y	Merrifield	Y Weissmann	Y
51 Coleman	Y	Kerr	Y	Paccione	Y Welker	Y
52 Crane	Y	King	Y	Penry	Y White	Y
53 Curry	Y	Knoedler	Y	Plant	Y Witwer	Y
54					Speaker	Y

55

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

2
3 Amend engrossed bill, page 21, line 13, strike "SHALL".

4
5 Page 35, strike line 16 and substitute the following:

6
7 "2006-07, 2007-08, AND 2008-09 BUDGET YEARS."

8
9 Page 72, strike lines 9 through 14 and substitute the following:

10
11 "program funding, is increased by five million two hundred eighteen
12 thousand four hundred ten dollars (\$5,218,410)."

13
14 Reletter succeeding paragraphs accordingly.

15
16 The amendment was declared **passed** by the following roll call vote:

	YES 52	NO 12	EXCUSED 00	ABSENT 00	VACANCY 01			
19	Balmer	Y	Decker	Y	Larson	Y	Pommer	N
20	Benefield	Y	Frangas	Y	Lindstrom	N	Ragsdale	N
21	Berens	Y	Gallegos	Y	Liston	Y	Riesberg	Y
22	Borodkin	Y	Garcia	Y	Lundberg	Y	Rose	Y
23		V	Gardner	Y	Madden	Y	Schultheis	Y
24	Buescher	Y	Green	N	Marshall	Y	Solano	Y
25	Butcher	Y	Hall	Y	Massey	Y	Soper	N
26	Cadman	Y	Harvey	Y	May	Y	Stafford	Y
27	Carroll M	Y	Hefley	Y	McCluskey	Y	Stengel	Y
28	Carroll T	Y	Hodge	Y	McFadyen	N	Sullivan	N
29	Cerbo	N	Hoppe	Y	McGihon	N	Todd	N
30	Clapp	Y	Jahn	Y	McKinley	N	Vigil	Y
31	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	N
32	Coleman	Y	Kerr	Y	Paccione	Y	Welker	Y
33	Crane	Y	King	Y	Penry	Y	White	Y
34	Curry	Y	Knoedler	Y	Plant	Y	Witwer	Y
35							Speaker	Y

36
37 The question being, "Shall the bill, as amended, 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
40 bill, as amended, was declared **passed**.

	YES 56	NO 08	EXCUSED 00	ABSENT 00	VACANCY 01			
43	Balmer	Y	Decker	Y	Larson	Y	Pommer	Y
44	Benefield	Y	Frangas	Y	Lindstrom	Y	Ragsdale	Y
45	Berens	Y	Gallegos	Y	Liston	N	Riesberg	Y
46	Borodkin	Y	Garcia	Y	Lundberg	N	Rose	Y
47		V	Gardner	N	Madden	Y	Schultheis	N
48	Buescher	Y	Green	Y	Marshall	Y	Solano	Y
49	Butcher	Y	Hall	N	Massey	Y	Soper	Y
50	Cadman	N	Harvey	Y	May	Y	Stafford	Y
51	Carroll M	Y	Hefley	Y	McCluskey	Y	Stengel	Y
52	Carroll T	Y	Hodge	Y	McFadyen	Y	Sullivan	Y
53	Cerbo	Y	Hoppe	N	McGihon	Y	Todd	Y
54	Clapp	Y	Jahn	Y	McKinley	Y	Vigil	Y
55	Cloer	Y	Judd	Y	Merrifield	Y	Weissmann	Y
56	Coleman	Y	Kerr	Y	Paccione	Y	Welker	N

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 Benefield, Borodkin, Buescher, Butcher,
5 Carroll M, Coleman, Frangas, Gallegos, Green, Larson, Massey, Merrifield,
6 Plant, Solano, Todd, Vigil.

7
8
9
10 On motion of Representative Madden, **SB06-112, 042, 119, 025, 060,**
11 **106, 041, 137, 023** were added to the Special Orders Calendar on
12 Thursday, March 23, 2006.

13
14
15 On motion of Representative Marshall, the House resolved itself into
16 Committee of the Whole for consideration of Special Orders and she was
17 called to the Chair to act as Chairman.

18
19
20 **SPECIAL ORDERS--SECOND READING OF BILLS**

21
22 The Committee of the Whole having risen, the Chairman reported the
23 titles of the following bills had been read (reading at length had been
24 dispensed with by unanimous consent), the bills considered and action
25 taken thereon as follows:

26
27 (Amendments to the committee amendment are to the printed committee
28 report which was printed and placed in the members' bill file.)

29
30 **SB06-112** by Senator(s) Teck; also Representative(s) Buescher--
31 Concerning a prohibition on increases in an insured's
32 liability to pay for health care services due to a change in
33 a provider's network status.

34
35 Amendment No. 1, Business Affairs and Labor Report, dated March 15,
36 2006, and placed in member's bill file; Report also printed in House
37 Journal, March 16, page 112.

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

41
42 **SB06-042** by Senator(s) Windels, Bacon; also Representative(s)
43 King, Benefield, Penry--Concerning technical revisions to
44 provisions affecting funding for certain charter schools.

45
46 Ordered revised and placed on the Calendar for Third Reading and Final
47 Passage.

48
49 **SB06-119** by Senator(s) Groff; also Representative(s) Garcia--
50 Concerning an increase in the aggregate outstanding
51 principal amount of bonds that may be secured by the
52 state's moral obligation to the Colorado educational and
53 cultural facilities authority.

54
55 Ordered revised and placed on the Calendar for Third Reading and Final
56 Passage.

1 **SB06-025** by Senator(s) Owen; also Representative(s) Coleman--
2 Concerning modifications to the statute governing
3 unlawful ownership of a dangerous dog.
4

5 Amendment No. 1, Judiciary Report, dated March 16, 2006, and placed
6 in member's bill file; Report also printed in House Journal, March 17,
7 page 816.
8

9 As amended, ordered revised and placed on the Calendar for Third
10 Reading and Final Passage.
11

12 **SB06-060** by Senator(s) Tochtrop; also Representative(s) Carroll T.--
13 Concerning the assertion by a garnishee of an exemption
14 on behalf of a judgment debtor.
15

16 Ordered revised and placed on the Calendar for Third Reading and Final
17 Passage.
18

19 **SB06-041** by Senator(s) Veiga; also Representative(s) Coleman,
20 Cadman, Carroll M.--Concerning the application of the
21 health insurance prompt pay provisions to claims made as
22 a result of a motor vehicle accident.
23

24 Ordered revised and placed on the Calendar for Third Reading and Final
25 Passage.
26

27 **SB06-137** by Senator(s) Williams; also Representative(s) Massey--
28 Concerning the elimination of outdated provisions of law
29 related to the elementary and secondary education system
30 resulting from the law's obsolescence or infrequency of
31 use, and, in connection therewith, repealing or amending
32 various provisions of law.
33

34 Ordered revised and placed on the Calendar for Third Reading and Final
35 Passage.
36

37 **SB06-023** by Senator(s) Hanna, Takis, Taylor; also Representative(s)
38 Vigil, Coleman, White--Concerning the placement of
39 inmates classified higher than medium custody in private
40 prisons.
41

42 Ordered revised and placed on the Calendar for Third Reading and Final
43 Passage.
44

45 On motion of Representative Madden, the remainder of the Special
46 Orders Calendar (**HB06-1280**, **SB06-106**) was laid over until March 24,
47 retaining place on Calendar.
48

49
50 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**
51

52 Passed Second Reading: **SB06-112 amended, 042, 119, 025 amended,**
53 **060, 041, 137, 023.**
54

55 Laid over until date indicated retaining place on Calendar: **HB06-1280,**
56 **SB06-106**--March 24, 2006.

1 The Chairman moved the adoption of the Committee of the Whole
 2 Report. As shown by the following roll call vote, a majority of those
 3 elected to the House voted in the affirmative, and the Report was
 4 **adopted.**

	YES 63	NO 00	EXCUSED 00	ABSENT 01	VACANCY 01			
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	-
11		V	Gardner	Y	Madden	Y	Schultheis	Y
12	Buescher	Y	Green	Y	Marshall	Y	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	Y
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
 25
 26 House in recess. House reconvened.
 27
 28

30 REPORTS OF COMMITTEES OF REFERENCE

32 APPROPRIATIONS

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

35
 36 **HB06-1006** be amended as follows, and as so amended, be referred to
 37 the Committee of the Whole with favorable
 38 recommendation:
 39

40 Amend printed bill, page 9, after line 14, insert the following:

41
 42 **"SECTION 4. Appropriation.** In addition to any other
 43 appropriation, there is hereby appropriated, out of any moneys in the
 44 division of insurance cash fund created in section 10-1-103 (3), Colorado
 45 Revised Statutes, not otherwise appropriated, to the department of
 46 regulatory agencies, for allocation to the division of insurance, for
 47 regulation of a referral from an insurance company to a property repair
 48 business, for the fiscal year beginning July 1, 2006, the sum of nine
 49 thousand five hundred eighty-two dollars (\$9,582), or so much thereof as
 50 may be necessary, for the implementation of this act."
 51

52 Renumber succeeding sections accordingly.

53
 54 Page 1, line 102, strike "**BUSINESS.**" and substitute "**BUSINESS, AND**
 55 **MAKING AN APPROPRIATION IN CONNECTION THEREWITH.**"
 56

1 **HB06-1344** be amended as follows, and as so amended, be referred to
2 the Committee of the Whole with favorable
3 recommendation:
4

5 Strike the Finance Committee Report, dated March 8, 2006.
6

7 Amend printed bill, page 16, after line 26, insert the following:
8

9 **"SECTION 3. Appropriation.** (1) In addition to any other
10 appropriation, there is hereby appropriated, out of any moneys in the
11 general fund not otherwise appropriated, to the department of regulatory
12 agencies, for the fiscal year beginning July 1, 2006, the sum of fifty-eight
13 thousand fifty-two dollars (\$58,052) and 0.5 FTE, or so much thereof as
14 may be necessary, for the implementation of this act. Of said sum and
15 said FTE, twenty-four thousand one hundred sixty-seven dollars
16 (\$24,167) and 0.5 FTE shall be allocated to the Colorado civil rights
17 division and thirty-three thousand eight hundred eighty-five dollars
18 (\$33,885) shall be allocated to the executive director's office.
19

20 (2) In addition to any other appropriation, there is hereby
21 appropriated to the department of law, for the fiscal year beginning July
22 1, 2006, the sum of thirty-three thousand eight hundred eighty-five dollars
23 (\$33,885) and 0.2 FTE, or so much thereof as may be necessary, for the
24 provision of legal services to the department of regulatory agencies
25 related to the implementation of this act. Said sum shall be from cash
26 funds exempt received from the department of regulatory agencies out of
27 the appropriation made in subsection (1) of this section."
28

29 Renumber succeeding sections accordingly.
30

31 Page 1, line 105, strike "COUPLES." and substitute "COUPLES, AND
32 MAKING AN APPROPRIATION."
33

34
35
36
37 **BUSINESS AFFAIRS & LABOR**

38 After consideration on the merits, the Committee recommends the
39 following:
40

41 **SB06-113** be amended as follows, and as so amended, be referred to
42 the Committee of the Whole with favorable
43 recommendation:
44

45 Amend reengrossed bill, page 2, line 9, after the period, add "NOTHING
46 IN THIS SUBSECTION (2) SHALL PROHIBIT A LIFE INSURER FROM EXCLUDING
47 OR LIMITING COVERAGE OF SPECIFIC LAWFUL TRAVEL, OR CHARGING A
48 DIFFERENTIAL RATE FOR SUCH COVERAGE, WHEN BONA FIDE DIFFERENCES
49 IN RISK OR EXPOSURE HAVE BEEN SUBSTANTIATED BY THE USE OF
50 RELEVANT DATA FROM AT LEAST ONE INDEPENDENT RELIABLE SOURCE,
51 INCLUDING STATISTICAL OR OTHER MATHEMATICAL ANALYSIS OF
52 AVAILABLE DATA THAT ESTABLISHES A MATERIAL VARIATION IN ACTUAL
53 OR REASONABLY ANTICIPATED EXPERIENCE THAT CORRELATES TO THE
54 RISK OF SPECIFIC LAWFUL TRAVEL. TRAVEL ADVISORIES ISSUED BY THE
55 UNITED STATES DEPARTMENT OF STATE SHALL NOT QUALIFY AS THE SOLE
56 SOURCE OF DATA FOR PURPOSES OF THIS SUBSECTION (2). EACH INSURER

1 SHALL MAINTAIN THE DATA AND DOCUMENTS THAT SUPPORT ANY SUCH
2 DIFFERENCES AND SHALL MAKE THE DATA AND DOCUMENTS AVAILABLE
3 UPON REQUEST BY THE COMMISSIONER."

4

5

6

7

8 **FINANCE**

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

11

12 **HB06-1336** be amended as follows, and as so amended, be referred to
13 the Committee on Appropriations with favorable
14 recommendation:

15

16 Amend printed bill, page 4, after line 3, insert the following:

17

18 "(5) "DIVISION" MEANS THE DIVISION OF REGISTRATIONS IN THE
19 DEPARTMENT OF REGULATORY AGENCIES."

20

21 Renumber succeeding subsections accordingly.

22

23 Page 5, strike lines 11 through 15 and substitute the following:

24 **"23-16-203. Service of process - subpoenas.** (a) BY ACTING AS
25 AN ATHLETE AGENT IN THIS STATE, A NONRESIDENT INDIVIDUAL SHALL
26 CONTINUOUSLY MAINTAIN IN THIS STATE A REGISTERED AGENT THAT
27 SHALL BE:

28

29 (1) AN INDIVIDUAL WHO IS EIGHTEEN YEARS OF AGE OR OLDER
30 WHOSE PRIMARY RESIDENCE OR USUAL PLACE OF BUSINESS IS IN THIS
31 STATE;

32

33 (2) A DOMESTIC ENTITY HAVING A USUAL PLACE OF BUSINESS IN
34 THIS STATE; OR

35

36 (3) A FOREIGN ENTITY AUTHORIZED TO TRANSACT BUSINESS OR
37 CONDUCT ACTIVITIES IN THIS STATE THAT HAS A USUAL PLACE OF
38 BUSINESS IN THIS STATE.

39

40 (b) THE REGISTERED AGENT OF THE NONRESIDENT INDIVIDUAL IS
41 AN AGENT OF THE INDIVIDUAL AUTHORIZED TO RECEIVE SERVICE OF ANY
42 PROCESS, NOTICE, OR DEMAND REQUIRED OR PERMITTED BY LAW TO BE
43 SERVED ON THE INDIVIDUAL IN ANY CIVIL ACTION IN THIS STATE RELATED
44 TO AN INDIVIDUAL ACTING AS AN ATHLETE AGENT.

45

46 (c) IF A NONRESIDENT INDIVIDUAL ACTING AS AN ATHLETE AGENT
47 IN THIS STATE WHO IS REQUIRED TO MAINTAIN A REGISTERED AGENT
48 PURSUANT TO THIS PART 2 HAS NO REGISTERED AGENT, OR IF THE
49 REGISTERED AGENT IS NOT LOCATED UNDER ITS REGISTERED AGENT NAME
50 AT ITS REGISTERED AGENT ADDRESS, OR IF THE REGISTERED AGENT
51 CANNOT WITH REASONABLE DILIGENCE BE SERVED, THE NONRESIDENT
52 INDIVIDUAL ACTING AS AN ATHLETE AGENT IN THIS STATE MAY BE SERVED
53 BY REGISTERED MAIL OR BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED,
54 ADDRESSED TO THE NONRESIDENT ATHLETE AGENT AT HIS OR HER
55 PRINCIPAL OFFICE ADDRESS. SERVICE IS PERFECTED UNDER THIS
56 SUBSECTION (c) AT THE EARLIEST OF:

- 1 (1) THE DATE THE NONRESIDENT ATHLETE AGENT RECEIVES THE
2 PROCESS, NOTICE, OR DEMAND;
3
- 4 (2) THE DATE SHOWN ON THE RETURN RECEIPT, IF SIGNED ON
5 BEHALF OF THE NONRESIDENT ATHLETE AGENT; OR
6
- 7 (3) FIVE DAYS AFTER MAILING.
8
- 9 (d) THIS SECTION DOES NOT PRESCRIBE THE ONLY MEANS, OR
10 NECESSARILY THE REQUIRED MEANS, OF SERVING A NONRESIDENT
11 ATHLETE AGENT IN THIS STATE."
12
- 13 Page 6, line 8, strike "SECRETARY OF STATE" and substitute "DIVISION";
14
15 line 9, strike "SECRETARY OF STATE." and substitute "DIVISION."
16
- 17 Page 8, line 11, strike "SECRETARY";
18
19 line 12, strike "OF STATE" and substitute "DIVISION";
20
21 line 25, strike "SECRETARY OF STATE" and substitute "DIVISION".
22
- 23 Page 9, line 1, strike "SECRETARY OF STATE" and substitute "DIVISION";
24
25 line 2, strike "SECRETARY OF STATE" and substitute "DIVISION";
26
27 line 5, strike "SECRETARY OF STATE" and substitute "DIVISION";
28
29 line 26, strike "SECRETARY OF STATE" and substitute "DIVISION".
30
- 31 Page 10, line 6, strike "SECRETARY OF STATE." and substitute "DIVISION.";
32
33 line 16, strike "SECRETARY OF STATE" and substitute "DIVISION".
34
- 35 Page 11, line 3, strike "SECRETARY OF STATE" and substitute "DIVISION";
36
37 line 6, strike "SECRETARY OF STATE" and substitute "DIVISION";
38
39 line 11, strike "SECRETARY OF STATE" and substitute "DIVISION";
40
41 line 15, strike "SECRETARY";
42
43 line 16, strike "OF STATE" and substitute "DIVISION";
44
45 strike line 19 and substitute the following:
46
47 "DIVISION.";
48
49 strike lines 22 and 23 and substitute the following:
50
51 "DIVISION OF REGISTRATIONS CASH FUND CREATED IN SECTION 24-34-105,
52 C.R.S."
53
- 54 Page 14, line 27, strike "SECRETARY OF STATE" and substitute "DIRECTOR
55 OF THE DIVISION OR HIS OR HER DESIGNEE".
56

1 Page 17, strike lines 17 through 22 and substitute the following:

2

3 **"23-16-217. Civil penalty.** ON MOTION OF THE ATTORNEY
4 GENERAL OR THE DISTRICT ATTORNEY, THE COURT MAY IMPOSE A CIVIL
5 PENALTY OF NOT MORE THAN \$25,000 FOR A VIOLATION OF THIS PART 2.
6 MONEYS COLLECTED UNDER THIS SECTION SHALL BE TRANSMITTED TO THE
7 STATE TREASURER AND CREDITED TO THE DIVISION OF REGISTRATIONS
8 CASH FUND CREATED IN SECTION 24-34-105, C.R.S."

9

10 Page 24, after line 25, insert the following:

11

12 **"SECTION 8.** 24-34-102, Colorado Revised Statutes, is amended
13 BY THE ADDITION OF A NEW SUBSECTION to read:

14

15 **24-34-102. Division of registrations - creation - duties of**
16 **division and department heads - definitions - license, registration, or**
17 **certification renewal and reinstatement.** (2.5) THE DIVISION OF
18 REGISTRATIONS SHALL HAVE SUPERVISION OF THE REGISTRATION OF
19 ATHLETE AGENTS AS SET FORTH IN THE "UNIFORM ATHLETE AGENTS
20 ACT", PART 2 OF ARTICLE 16 OF TITLE 23, C.R.S."

21

22 Renumber succeeding sections accordingly.

23

24

25

26 **HB06-1362** be amended as follows, and as so amended, be referred to
27 the Committee on Appropriations with favorable
28 recommendation:

29

30 Amend printed bill, page 7, after line 5, insert the following:

31

32 "(4) (a) FOR THE 2006-07 FISCAL YEAR AND FOR EACH FISCAL
33 YEAR THEREAFTER, THE GENERAL ASSEMBLY SHALL ANNUALLY
34 APPROPRIATE ONE MILLION DOLLARS FROM THE STATE GENERAL FUND TO
35 THE COMMISSION TO BE USED FOR PERFORMANCE-BASED INCENTIVES FOR
36 THE MOTION PICTURE INDUSTRY PURSUANT TO THE PROVISIONS OF THIS
37 SECTION.

38

39 (b) THE COMMISSION MAY ANNUALLY WITHHOLD A PORTION OF
40 THE MONEYS APPROPRIATED FOR THE PURPOSES OF THIS SECTION TO
41 OFFSET THE DIRECT COSTS INCURRED IN ADMINISTERING THE INCENTIVE
42 PROGRAM. THE AMOUNT WITHHELD BY THE COMMISSION IN ANY FISCAL
43 YEAR SHALL NOT EXCEED TWO AND ONE-HALF PERCENT OF THE AMOUNT
44 APPROPRIATED FOR THE PURPOSES OF THIS SECTION IN THAT FISCAL
45 YEAR.";

46

47 line 6, strike "(4)" and substitute "(c)".

48

49

50

51 **SB06-020** be referred favorably to the Committee on Appropriations.

52

53

54 **SB06-129** be referred favorably to the Committee on Appropriations.

55

56

1 **HEALTH & HUMAN SERVICES**

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

4
5 **SB06-196** be referred to the Committee of the Whole with favorable
6 recommendation.

7
8
9 **SB06-199** be referred to the Committee of the Whole with favorable
10 recommendation.

11
12
13
14
15 **TRANSPORTATION & ENERGY**

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

18
19 **SB06-013** be referred to the Committee of the Whole with favorable
20 recommendation.

21
22
23 **SB06-021** be amended as follows, and as so amended, be referred to
24 the Committee of the Whole with favorable
25 recommendation:

26
27 Amend reengrossed bill, page 2, strike lines 8 and 9 and substitute the
28 following:

29
30 "(I) RENEWAL BY MAIL SHALL BE AVAILABLE TO QUALIFYING INDIVIDUALS
31 DETERMINED BY THE DEPARTMENT OF REVENUE INCLUDING BUT NOT
32 LIMITED TO INDIVIDUALS WITH DISABILITIES AND SENIORS."
33

34
35
36 **SB06-058** be referred favorably to the Committee on Appropriations.
37

38
39 **SB06-083** be amended as follows, and as so amended, be referred to
40 the Committee of the Whole with favorable
41 recommendation:

42
43 Amend reengrossed bill, page 2, line 13, strike "excluding" and substitute
44 "~~excluding~~ INCLUDING";

45
46 line 18, strike "license." and substitute "license, OR IF THE VEHICLE IS A
47 MOTORCYCLE, IS AUTHORIZED UNDER THIS ARTICLE TO DRIVE A
48 MOTORCYCLE OR MOTOR-DRIVEN CYCLE."
49

50 Page 3, strike lines 2 and 3 and substitute the following:

51
52 "ATTORNEY, OR GUARDIAN OR FOSTER PARENT, WHO SIGNED THE
53 AFFIDAVIT OF LIABILITY PURSUANT TO SECTION 42-2-108 (1) (a),";

54
55 line 5, after "GUARDIAN", insert "OR FOSTER PARENT";
56

1 strike line 7 and substitute the following:

2

3 "SHALL HOLD A VALID COLORADO DRIVER'S LICENSE AND BE TWENTY-ONE
4 YEARS OF AGE OR OLDER, OR IF THE VEHICLE IS A MOTORCYCLE, IS
5 AUTHORIZED UNDER THIS ARTICLE TO DRIVE A MOTORCYCLE OR
6 MOTOR-DRIVEN CYCLE.";

7

8 line 9, strike "EXCLUDING" and substitute "INCLUDING";

9

10 line 17, after "guardian", insert "OR FOSTER PARENT";

11

12 line 20, strike "excluding" and substitute "~~excluding~~ INCLUDING";

13

14 line 22, after "guardian", insert "OR FOSTER PARENT";

15

16 line 24, after "guardian", insert "OR FOSTER PARENT";

17

18 line 25, strike "license." and substitute "license, OR IF THE VEHICLE IS A
19 MOTORCYCLE, IS AUTHORIZED UNDER THIS ARTICLE TO DRIVE A
20 MOTORCYCLE OR MOTOR-DRIVEN CYCLE.";

21

22 strike line 27 and substitute the following:

23

24 "ATTORNEY, OR GUARDIAN OR FOSTER PARENT, WHO SIGNED THE
25 AFFIDAVIT OF LIABILITY PURSUANT TO SECTION 42-2-108 (1) (a),".

26

27 Page 4, strike line 1;

28

29 strike line 5 and substitute the following:

30

31 "SHALL HOLD A VALID COLORADO DRIVER'S LICENSE AND BE TWENTY-ONE
32 YEARS OF AGE OR OLDER, OR IF THE VEHICLE IS A MOTORCYCLE, IS
33 AUTHORIZED UNDER THIS ARTICLE TO DRIVE A MOTORCYCLE OR
34 MOTOR-DRIVEN CYCLE.";

35

36 line 7, strike "EXCLUDING" and substitute "INCLUDING".

37

38

39

40 **SB06-163** be amended as follows, and as so amended, be referred to
41 the Committee of the Whole with favorable
42 recommendation:

43

44 Amend reengrossed bill, page 3, line 18, strike "and hour" and substitute
45 "~~and hour~~";

46

47 line 24, strike "~~in the office of the director's authorized agent~~" and
48 substitute "in the office of the director's authorized agent".

49

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PRINTING REPORT

52

53 The Chief Clerk reports the following bill has been correctly printed:
54 **HB06-1382.**

55

56

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

2
3 The Speaker has signed: **HB06-1059, 1328.**

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7 **DELIVERY OF BILLS TO GOVERNOR**

8
9 The Chief Clerk of the House of Representatives reports the following
10 bills have been delivered to the Office of the Governor:

11 **HB06-1215, 1368, 1369, 1370, 1371, 1372, 1373, 1374** at 9:00 a.m., on
12 March 23, 2006.

13 **HB06-1007, 1074, 1080, 1084, 1093, 1098, 1112, 1118, 1156, 1191,**
14 **1195, 1198, 1207, 1210, 1239, 1254, 1321, 1340** at 2:37 p.m., on
15 March 23, 2006.

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17
18
19 **MESSAGES FROM THE SENATE**

20
21 The Senate voted to concur in House amendments to SB06-118,
22 SB06-097, SB06-055, SB06-102, SB06-154, and SB06-57, and repassed
23 the bills as so amended.

24
25
26 The Senate has postponed indefinitely HB06-1073, 1091, 1192. The bills
27 are returned herewith.

28
29
30
31 **INTRODUCTION OF BILLS**
32 **First Reading**

33
34 The following bills were read by title and referred to the committees
35 indicated:

36
37 **HB06-1383** by Representative(s) Jahn; also Senator(s) Owen--
38 Concerning the regulation of insurers' market conduct by
39 the commissioner of insurance.

40 Committee on Business Affairs and Labor

41
42 **SB06-047** by Senator(s) Hanna, Hagedorn, Keller, Shaffer; also
43 Representative(s) Riesberg, Boyd, Green, McCluskey--
44 Concerning the provision of health care services by local
45 governmental entities, and, in connection therewith, allowing
46 such districts to be created in any part of the state authorizing
47 such districts to levy a sales tax and authorizing counties to
48 impose a sales tax for the purpose of providing health care
49 services.

50 Committee on Local Government

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INTRODUCTION OF RESOLUTION1
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The following resolution was read by title and laid over one day under the rules:

HJR06-1020 by Representative(s) Carroll T., Marshall, Paccione; also Senator(s) Groff, Jones--Concerning the designation of a portion of Interstate 70 as the Tuskegee Airmen Memorial Highway.

Correction

H.J. page 869, strike lines 37-42, and substitute:

"CHANGE IN SPONSORSHIP

The Speaker announced the following change in sponsorship:
SB06-208-- Representative McGihon to replace Representative Larson as prime sponsor".

LAY OVER OF CALENDAR ITEMS

On motion of Representative McCluskey, the following items on the Calendar were laid over until March 24, retaining place on Calendar:

Consideration of General Orders--**HB06-1352, SB06-115, 051, HB06-1096, 1314, HCR06-1001, SB06-067, HB06-1257, 1322, SB06-114.**

Consideration of Resolutions--**HJR06-1016, 1019, HR06-1007, 1008, SJR06-013, 018.**

Consideration of Memorial--**SJM06-002.**

Consideration of Senate Amendments--**HB06-1087, 1125, 1287, 1318, 1295, HJR06-1017.**

Consideration of Governor's Veto--**HB06-1216.**

On motion of Representative McCluskey, the House adjourned until 9:00 a.m., March 24, 2006.

Approved:
ANDREW ROMANOFF,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk