

SENATE JOURNAL
 Sixty-fifth General Assembly
STATE OF COLORADO
 Second Regular Session

78th Legislative Day Wednesday, March 29, 2006

Prayer By Senator Fitz-Gerald.

Pledge By Senator Keller.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34.
 Excused--1; Mitchell.
 Present later--Mitchell.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Traylor, reading of the Journal of March 28, 2006 was dispensed with and the Journal was approved as corrected by the Secretary.

INTRODUCTION OF BILLS -- FIRST READING

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

SB06-223 by Senator(s) Gordon, Entz, Evans, Groff; also Representative(s) Plant, Larson--Concerning adoption of an interstate compact for the election of the president of the United States by national popular vote.
 Judiciary

On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolutions -- SJR06-024.

CONSIDERATION OF RESOLUTIONS

SJR06-024 by Senator(s) Jones; also Representative(s) Hefley--Concerning the proclamation of the month of April as Child Abuse Prevention Month, and, in connection therewith, recognizing Pikes Peak Family Connection, Inc., for its service to El Paso County and its residents.

On motion of Senator Jones, the resolution was read at length and **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	E	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

Co-sponsors added: Bacon, Boyd, Brophy, Dyer, Entz, Evans, Fitz-Gerald, Gordon, Groff, Grossman, Hagedorn, Isgar, Johnson, Keller, Kester, Lamborn, May R., McElhany, Owen,

Sandoval, Shaffer, Spence, Takis, Tapia, Taylor, Teck, Tochtrop, Traylor, Tupa, Veiga, Wiens, Williams and Windels.

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On Third Reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB06-1115 by Representative(s) May M., Cerbo, Cloer; also Senator(s) Groff, Brophy--Concerning required information on collision damage waivers in advertising for rental motor vehicles, and, in connection therewith, requiring lessors of rental motor vehicles to disclose collision damage waiver rates in advertising that includes rental rates.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

HB06-1353 by Representative(s) Carroll T.; also Senator(s) Grossman--Concerning the development of standards for the performance of competency evaluations in criminal cases.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Reconsideration of Bills -- HB06-1051.

RECONSIDERATION OF HB06-1051

HB06-1051 by Representative(s) Witwer; also Senator(s) Sandoval--Concerning elections to recall elected officials.

Senator Gordon moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB06-1051. The roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

All members elected to the Senate having voted in the affirmative, reconsideration was granted.

THIRD READING OF BILLS -- FINAL PASSAGE

On Third Reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB06-1051 by Representative(s) Witwer; also Senator(s) Sandoval--Concerning elections to recall elected officials.

Laid over until Thursday, March 30, retaining its place on the calendar.

THIRD READING OF BILLS -- FINAL PASSAGE

On Third Reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SCR06-003 by Senator(s) Teck, Shaffer, Entz, Dyer, Johnson, Owen, Sandoval, Spence, Takis, Tupa, Williams; also Representative(s) White, Rose, Berens, Carroll M., Clapp, Hall, Kerr, Massey, May M., Penry, Stafford, Sullivan, Witwer--Submitting to the registered electors of the state of Colorado an amendment to section 1 (4) of article V of the constitution of the state of Colorado, concerning measures submitted for voter approval at statewide elections, and, in connection therewith, requiring approval by three-fifths of the votes cast for the adoption of any initiated or referred measure amending the state constitution, authorizing a simple majority to repeal or amend provisions approved prior to or at the 2006 general election, and requiring a two-thirds vote of each house of the general assembly to repeal or amend an initiated or referred statute for a period of five years after passage of the statute.

Laid over until Thursday, March 30, retaining its place on the calendar.

HB06-1249 by Representative(s) Judd, Larson, Massey, Sullivan; also Senator(s) Takis--Concerning granting authority to a pregnant minor to approve perinatal medical care for the minor's pregnancy intended to result in a live birth of a child, and, in connection therewith, limiting the authority to approving prenatal, delivery, and post-delivery medical care related to the intended live birth of a child.

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

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

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

Co-sponsors added: Bacon, Boyd, Fitz-Gerald, Hagedorn, Shaffer, Tochtrop, Veiga, Williams and Windels.

SB06-144 by Senator(s) Tupa, Bacon, Tapia, Williams, Windels; also Representative(s) Plant, Benefield, Buescher, Cerbo, Decker, Gallegos, Madden, Massey, McFadyen, McKinley, Merrifield, Pommer, Solano, Todd, Weissmann, White--Concerning health insurance benefits for instructors at institutions of higher education.

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

YES	21	NO	14	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	N
Brophy	N	Johnson	N	Sandoval	Y	Tupa	Y
Dyer	N	Jones	N	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	N	Wiens	Y
Evans	N	Kester	N	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	N	President	Y
Grossman	Y	McElhany	N	Teck	N		

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

Co-sponsors added: Boyd, Keller and Shaffer.

HB06-1120 by Representative(s) Buescher, Borodkin, Coleman, Curry, Hoppe, McKinley, Plant, White; also Senator(s) Tupa--Concerning restrictions on the authority of wineries to ship wine to personal consumers.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Tapia, Taylor, Teck and Williams.

SB06-105 by Senator(s) Takis; also Representative(s) Cerbo--Concerning the regulation of mechanical conveyances, and making an appropriation therefor.

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

YES	20	NO	15	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	N	Traylor	N
Brophy	N	Johnson	N	Sandoval	Y	Tupa	Y
Dyer	N	Jones	N	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	N	Wiens	N
Evans	N	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	N	President	Y
Grossman	Y	McElhany	N	Teck	N		

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

Co-sponsors added: Tochtrop and Williams.

SB06-195 by Senator(s) Veiga; also Representative(s) Coleman--Concerning modifications to the "Colorado Employment Security Act" to conform with the requirements of federal law.

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

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YES	34	NO	1	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

HB06-1119 by Representative(s) Marshall, Harvey, Madden, Paccione; also Senator(s) Keller-- Concerning security breaches regarding personal identifying information.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Bacon, Boyd, Dyer, Fitz-Gerald, Groff, Grossman, Hagedorn, Isgar, Kester, Mitchell, Shaffer, Tochtrop and Veiga.

HB06-1269 by Representative(s) Cloer, Butcher, Benefield, Carroll T., Gardner, Hefley, Larson, Lundberg, Merrifield, Riesberg, Todd, White; also Senator(s) Tochtrop--Concerning creation of a nursing faculty fellowship program.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Bacon, Boyd, Dyer, Jones, Kester, Mitchell, Shaffer, Teck, Traylor, Williams and Windels.

HB06-1299 by Representative(s) McCluskey, Larson, Coleman, Benefield, Berens, Buescher, Carroll T., Frangas, Hall, Jahn, Kerr, Knoedler, Liston, Penry, Todd, White, Witwer; also Senator(s) Sandoval, Hagedorn, Kester, Owen, Shaffer, Tochtrop--Concerning requirements for providers of medical goods under the medical assistance program.

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

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YES	33	NO	2	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	N	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Bacon, Boyd and Groff.

HB06-1075 by Representative(s) Todd; also Senator(s) Williams--Concerning the sale of surplus state property.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Fitz-Gerald, Isgar, Tochtrop and Windels.

HB06-1169 by Representative(s) Decker, Cloer, Harvey, Todd; also Senator(s) Bacon--Concerning protecting personal information in domestic case filings that are open to inspection by the public.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Boyd.

HB06-1102 by Representative(s) Carroll T.; also Senator(s) Grossman--Concerning changes to strengthen the state criminal procedural law.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

HB06-1189 by Representative(s) Cadman; also Senator(s) Veiga--Concerning civil actions brought against public entities and employees to recover damages paid for injuries governed by the "Colorado Governmental Immunity Act".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

HB06-1267 by Representative(s) Riesberg; also Senator(s) Mitchell--Concerning child support.

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

YES	34	NO	1	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Boyd.

HB06-1108 by Representative(s) Benefield, Borodkin, Butcher, Carroll M., Green, Marshall, McGihon, Merrifield, Solano, Todd, Vigil, Witwer, Larson, Massey; also Senator(s) Shaffer, Williams, Windels--Concerning a requirement that courts order minors under eighteen years of age who are convicted of traffic violations other than traffic infractions to attend a driver improvement school.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Tochtrop.

HB06-1107 by Representative(s) Benefield, Cloer, Green, Larson, Lindstrom, McFadyen, Solano, Sullivan, Vigil; also Senator(s) Shaffer--Concerning the requirements pertaining to the issuance of instruction permits to minors.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Williams and Windels.

HB06-1268 by Representative(s) Riesberg; also Senator(s) Bacon--Concerning the right of cemeteries to reclaim abandoned interment sites.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Kester.

HB06-1076 by Representative(s) Penry; also Senator(s) Traylor--Concerning immunity from civil liability under the "Volunteer Service Act".

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Brophy, Dyer, Isgar, Keller, Kester, Mitchell, Sandoval, Shaffer, Spence, Tapia, Taylor, Teck, Tochtrop, Wiens and Williams.

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

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

HB06-1354 by Representative(s) Madden; also Senator(s) Teck--Concerning the amount of the fair market value of a conservation easement in gross donated to a nonprofit entity that may be claimed as a credit against the state income tax.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Entz and Kester.

SB06-109 by Senator(s) Tochtrop; also Representative(s) Butcher--Concerning a prohibition against the use of credit-based insurance scoring for insurance underwriting purposes, and, in connection therewith, requiring the commissioner of insurance to collect and make available to the public data that would support such a prohibition and making an appropriation.

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

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YES	20	NO	15	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	N	Traylor	N
Brophy	N	Johnson	N	Sandoval	Y	Tupa	Y
Dyer	N	Jones	N	Shaffer	Y	Veiga	Y
Entz	N	Keller	Y	Spence	N	Wiens	N
Evans	N	Kester	N	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	N	President	Y
Grossman	Y	McElhany	N	Teck	Y		

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

Co-sponsors added: Tupa.

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

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

SB06-209 by Senator(s) Windels; also Representative(s) Paccione, Massey--Concerning creation of a task force to study Colorado's system of higher education financing.

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

YES	21	NO	14	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	N	Traylor	Y
Brophy	Y	Johnson	N	Sandoval	Y	Tupa	Y
Dyer	N	Jones	N	Shaffer	Y	Veiga	Y
Entz	N	Keller	Y	Spence	N	Wiens	Y
Evans	N	Kester	N	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	N	President	Y
Grossman	Y	McElhany	N	Teck	N		

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

Co-sponsors added: Bacon, Fitz-Gerald, Isgar, Keller, Shaffer, Tupa and Williams.

HB06-1285 by Representative(s) Todd, Marshall, Benefield, Borodkin, Carroll T., Cerbo, Garcia, White, Weissmann, Paccione, Pommer, Kerr, Vigil, Green, Hodge, Knoedler, Liston, Massey, McCluskey, Merrifield, Solano; also Senator(s) Williams, Windels, Bacon, Entz, Kester, Spence, Traylor, Gordon, Evans--Concerning authorizing the university of Colorado to implement an accountable student program for students in health sciences professions.

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

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YES	34	NO	1	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	N	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Groff, Keller, Shaffer and Tupa.

HB06-1260 by Representative(s) Jahn; also Senator(s) Veiga--Concerning student loan programs in the department of higher education.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	E
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Groff, Lamborn, May R., Owen and Tochtrop.

HB06-1162 by Representative(s) May M.; also Senator(s) Williams--Concerning restrictions on minor drivers under eighteen years of age.

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

YES	29	NO	5	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	E
Brophy	N	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	N	Keller	Y	Spence	N	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

HB06-1071 by Representative(s) Massey; also Senator(s) Kester--Concerning juvenile court proceedings, and, in connection therewith, clarifying the role and rights of county departments of human services.

A majority of those elected to the Senate having voted in the affirmative, Senator Kester was given permission to offer a Third Reading amendment.

Third Reading Amendment No. 1(L.007), by Senator Kester.

Amend revised bill, page 2, line 18, strike "(a)" and substitute "(a) (I)";

line 17, strike "**duties.**" and substitute "**duties - repeal.**".

Page 3, after line 6, insert the following:

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"(II) THIS PARAGRAPH (a) IS REPEALED, EFFECTIVE JULY 1, 2007.";
 line 7, strike "(5)" and substitute "(5) (a)";
 after line 23, insert the following:

"(b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JULY 1, 2007.

SECTION 3. 19-1-108 (3), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

19-1-108. Magistrates - qualifications - duties.

(3) (a.5) MAGISTRATES SHALL CONDUCT HEARINGS IN THE MANNER PROVIDED FOR THE HEARING OF CASES BY THE COURT. DURING THE INITIAL ADVISEMENT OF THE RIGHTS OF ANY PARTY, THE MAGISTRATE SHALL INFORM THE PARTY THAT, EXCEPT AS PROVIDED IN THIS SUBSECTION (3), HE OR SHE HAS THE RIGHT TO A HEARING BEFORE THE JUDGE IN THE FIRST INSTANCE AND THAT HE OR SHE MAY WAIVE THAT RIGHT BUT THAT, BY WAIVING THAT RIGHT, HE OR SHE IS BOUND BY THE FINDINGS AND RECOMMENDATIONS OF THE MAGISTRATE, SUBJECT TO A REQUEST FOR REVIEW AS PROVIDED IN SUBSECTION (5) OF THIS SECTION. THE RIGHT TO REQUIRE A HEARING BEFORE A JUDGE SHALL NOT APPLY TO HEARINGS AT WHICH A CHILD IS ADVISED OF HIS OR HER RIGHTS PURSUANT TO SECTION 19-2-706, DETENTION HEARINGS HELD PURSUANT TO SECTIONS 19-2-507 AND 19-2-508, PRELIMINARY HEARINGS HELD PURSUANT TO SECTION 19-2-705, AND TEMPORARY CUSTODY HEARINGS HELD PURSUANT TO SECTION 19-3-403.

SECTION 4. 19-1-108, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

19-1-108. Magistrates - qualifications - duties. (5.5) A

REQUEST FOR REVIEW SHALL BE FILED WITHIN FIFTEEN DAYS FOR PROCEEDINGS UNDER ARTICLES 2, 4, AND 6 OF THIS TITLE OR WITHIN FIVE DAYS FOR PROCEEDINGS UNDER ARTICLE 3 OF THIS TITLE AFTER THE PARTIES HAVE RECEIVED NOTICE OF THE MAGISTRATE'S RULING AND SHALL CLEARLY SET FORTH THE GROUNDS RELIED UPON. SUCH REVIEW SHALL BE SOLELY UPON THE RECORD OF THE HEARING BEFORE THE MAGISTRATE AND SHALL BE REVIEWABLE UPON THE GROUNDS SET FORTH IN RULE 59 OF THE COLORADO RULES OF CIVIL PROCEDURE. A PETITION FOR REVIEW SHALL BE A PREREQUISITE BEFORE AN APPEAL MAY BE FILED WITH THE COLORADO COURT OF APPEALS OR COLORADO SUPREME COURT. THE JUDGE MAY, ON HIS OR HER OWN MOTION, REMAND A CASE TO ANOTHER MAGISTRATE AFTER ACTION IS TAKEN ON A PETITION FOR REVIEW.

SECTION 5. Effective date. Sections 1, 2, 5 and 6 of this act shall take effect upon passage and sections 3 and 4 of this act shall take effect on July 1, 2007."

Renumber succeeding section.

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

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

YES	30	NO	4	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	E
Brophy	N	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	N
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	N	McElhany	Y	Teck	Y		

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

Co-sponsors added: Tapia and Tochtrop.

SB06-110 by Senator(s) Wiens; also Representative(s) May M.--Concerning the creation of fraudulent documents for the purpose of unlawfully establishing legal status, and making an appropriation therefor.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	E
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

Co-sponsors added: Bacon, Boyd, Brophy, Dyer, Evans, Fitz-Gerald, Gordon, Grossman, Isgar, Keller, Lamborn, May R., Mitchell, Tapia, Taylor, Teck, Tochtrop, Williams and Windels.

SB06-024 by Senator(s) Spence; also Representative(s) Paccione--Concerning student data from the elementary to secondary education system through the postsecondary education system.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	E
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

IMMEDIATE RECONSIDERATION OF HB06-1285

HB06-1285 by Representative(s) Todd, Marshall, Benefield, Borodkin, Carroll T., Cerbo, Garcia, White, Weissmann, Paccione, Pommer, Kerr, Vigil, Green, Hodge, Knoedler, Liston, Massey, McCluskey, Merrifield, Solano; also Senator(s) Williams, Windels, Bacon, Entz, Kester, Spence, Traylor, Gordon, Evans--Concerning authorizing the university of Colorado to implement an accountable student program for students in health sciences professions.

Having voted on the prevailing side, Senator Williams moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB06-1285. The roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	E
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

THIRD READING OF BILLS -- FINAL PASSAGE

On Third Reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB06-1285 by Representative(s) Todd, Marshall, Benefield, Borodkin, Carroll T., Cerbo, Garcia, White, Weissmann, Paccione, Pommer, Kerr, Vigil, Green, Hodge, Knoedler, Liston, Massey, McCluskey, Merrifield, Solano; also Senator(s) Williams, Windels, Bacon, Entz, Kester, Spence, Traylor, Gordon, Evans--Concerning authorizing the university of Colorado to implement an accountable student program for students in health sciences professions.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	E
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB06-1310** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB06-216** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 1, strike "(2) (s), (2) (t)," and substitute "(2) (t)";

strike lines 14 through 27.

Page 3, strike lines 1 through 3.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB06-200** be postponed indefinitely.

Judiciary The Committee on Judiciary has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE COLORADO CIVIL RIGHTS COMMISSION

for terms expiring March 13, 2009:

Dr. Delio D. Tamayo of Aurora, Colorado, to serve as a representative of the community at large and as a Democrat, reappointed;

MESSAGE FROM THE HOUSE

March 29, 2006
Madame President:

The House has adopted and returns herewith SJR06-024.

CHANGE IN SPONSORSHIP

President Fitz-Gerald announced the following changes in sponsorship due to the resignation of Senator Hanna:

Senator Shaffer will be the prime sponsor on SJR06-013.

SENATE SERVICES REPORT

Correctly Printed: SJR06-022, 023 and 024.

Correctly Engrossed: SB06-024, 105, 109, 110, 144, 195, and 209.

Correctly Reengrossed: SB06-073.

Correctly Revised: HB06-1075, 1076, 1102, 1107, 1108, 1115, 1119, 1120, 1162, 1169, 1189, 1249, 1260, 1264, 1267, 1268, 1269, 1285, 1299, 1334, 1353, and 1354.

Correctly Rerevised: HB06-1016, and 1244.

On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Governor's Appointments.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Isgar, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE STATE BOARD OF LAND COMMISSIONERS

for terms expiring June 30, 2009:

Theodore Patrick Teegarden of Denver, Colorado, to serve as a member with substantial experience in natural resource conservation and as a Democrat, reappointed;

Steven D. Holdren of Greeley, Colorado, to serve as a member with substantial experience in production agriculture and as a Democrat, appointed;

Shirley W. Watson of Fort Collins, Colorado, to serve as a citizen at large member and as a Republican, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	E
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

On motion of Senator Hagedorn, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE COLORADO COMMISSION ON THE AGING

for terms expiring July 1, 2006:

Margaret "Peggy" G. Spaulding of Lakewood, Colorado, to fill the vacancy occasioned by the resignation of Kathleen B. McSheehy of Arvada, Colorado, to serve as a Democrat from the Seventh Congressional District, appointed.

Maureen C. Robinson of Littleton, Colorado, to serve as a Democrat from the Sixth Congressional District, appointed.

Russell H. DenBraber of Littleton, Colorado, to fill the vacancy occasioned by the resignation of Daphne L. Bernstein of Highlands Ranch, Colorado, and to serve as a Republican from the Sixth Congressional District, appointed.

for a term expiring July 1, 2008:

Mark N. Shelton of Fort Collins, Colorado, to fill the vacancy occasioned by the resignation of Scott E. Holwick of Longmont, Colorado, and to serve as a Democrat from the Fourth Congressional District, appointed.

Table with 4 columns: YES (34), NO (0), EXCUSED (1), ABSENT (0). Rows list members: Bacon, Boyd, Brophy, Dyer, Entz, Evans, Gordon, Groff, Grossman and their corresponding votes.

IMMEDIATE RECONSIDERATION OF HB06-1108

HB06-1108 by Representative(s) Benefield, Borodkin, Butcher, Carroll M., Green, Marshall, McGihon, Merrifield, Solano, Todd, Vigil, Witwer, Larson, Massey; also Senator(s) Shaffer, Williams, Windels--Concerning a requirement that courts order minors under eighteen years of age who are convicted of traffic violations other than traffic infractions to attend a driver improvement school.

Having voted on the prevailing side, Senator Isgar moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB06-1108. The roll call was taken with the following result:

Table with 4 columns: YES (34), NO (0), EXCUSED (1), ABSENT (0). Rows list members: Bacon, Boyd, Brophy, Dyer, Entz, Evans, Gordon, Groff, Grossman and their corresponding votes.

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

THIRD READING OF BILLS -- FINAL PASSAGE

On Third Reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB06-1108 by Representative(s) Benefield, Borodkin, Butcher, Carroll M., Green, Marshall, McGihon, Merrifield, Solano, Todd, Vigil, Witwer, Larson, Massey; also Senator(s) Shaffer, Williams, Windels--Concerning a requirement that courts order minors under eighteen years of age who are convicted of traffic violations other than traffic infractions to attend a driver improvement school.

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

YES	31	NO	3	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	N	Owen	Y	Traylor	E
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	N	Keller	Y	Spence	Y	Wiens	Y
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	N	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

 Senate in recess. Senate reconvened.

 Call of the Senate. Call raised.

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB06-1159**

 THIS REPORT AMENDS THE
 REREVISED BILL

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

Your first conference committee appointed on HB06-1159, concerning the annexation of enclave areas, has met and reports that it has agreed upon the following:

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

Amend rerevised bill, page 2, line 4, strike "THE FOLLOWING NEW SUBSECTIONS," and substitute "A NEW SUBSECTION,".

Page 4, strike lines 7 through 12.

Respectfully submitted,

House Committee:
(signed)
Representative Paccione, Chair
Representative McKinley
Representative Harvey

Senate Committee:
(signed)
Senator Johnson, Chair
Senator Tochtrop
Senator Shaffer

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INTRODUCTION OF RESOLUTIONS

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

SJR06-025 by Senator(s) Evans; also Representative(s) Stafford, Gardner--Concerning the designation of March 31 as Terri's Day of Remembrance and Celebration of the Culture of Life.
State, Veterans & Military Affairs

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

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB06-1275 by Representative(s) McKinley, Butcher, Gallegos, Gardner; also Senator(s) Brophy-- Concerning the determination of the actual value for property tax purposes of property used to generate electricity from wind.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 24, page 601 and placed in members' bill files.)

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

HB06-1271 by Representative(s) Jahn; also Senator(s) Johnson--Concerning types of specialized foster care.

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

HB06-1289 by Representative(s) Solano, Benefield, Lindstrom, Merrifield, Pommer, Todd; also Senator(s) Williams, Shaffer--Concerning eliminating penalties arising from a parent's choice regarding student participation in statewide assessments.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 24, page 616 and placed in members' bill files.)

As amended, declared LOST on Second Reading.

On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (HB06-1288, HB06-1109, SB06-179, SB06-063, SB06-064, SB06-143, HB06-1212, HB06-1021, HB06-1309, HB06-1357, HB06-1332, HB06-1209) of March 29, was laid over until Thursday, March 30, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

Passed on Second Reading: HB06-1275 as amended, HB06-1271.
Lost on Second Reading: HB06-1289 as amended.
Laid over until Thursday, March 30: HB06-1288, HB06-1109, SB06-179, SB06-063, SB06-064, SB06-143, HB06-1212, HB06-1021, HB06-1309, HB06-1357, HB06-1332, HB06-1209.

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On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of March 29 was laid over until Thursday, March 30, retaining its place on the calendar.

Consideration of Resolutions: SJR06-019, SJR06-020, SJR06-021, SJR06-022, SJR06-023.

Consideration of Memorials: SJM06-001.

Consideration of House Amendments to Senate Bills: SB06-062, SB06-121, SB06-134, SB06-014, SB06-187, SB06-112, SB06-025, SB06-113, SB06-137.

Consideration of Governor's Appointments:

Members of the Read-To-Achieve Board.

Members of the State Board for Community Colleges and Occupational Education.

Members of the Board of Trustees for Adams State College.

Conference Committee to Report: HB06-1159.

Request for Conference Committee: SB06-145.

On motion of Senator Gordon, the Senate adjourned until 9:00 a.m., Thursday, March 30, 2006.

Approved:

Joan Fitz-Gerald
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate

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