

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

113th Legislative Day Wednesday, May 3, 2006

Prayer	By the chaplain, Rev. Arlyn Tolzmann, Holy Cross Lutheran Church, Wheat Ridge.	11
Pledge	By Senator Boyd.	13
Call to Order	By the President at 9:00 a.m.	15
Roll Call	Present--32. Absent--1; Shaffer. Excused--2; Groff, Grossman. Present later--Groff, Grossman, Shaffer.	18 19 20 21
Quorum	The President announced a quorum present.	23
Reading of Journal	On motion of Senator Isgar, reading of the Journal of May 2, 2006 was dispensed with and the Journal was approved as corrected by the Secretary.	25 26 27

COMMITTEE OF REFERENCE REPORTS

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
 ON SB06-094**

**THIS REPORT ADOPTS THE
 REENGROSSED BILL**

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

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

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

Respectfully submitted,

Senate Committee: (signed) Senator Takis, Chair Senator Isgar Senator Spence	House Committee: (signed) Representative Lindstrom, Chair Representative McFayden Representative Knoedler
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MESSAGE FROM THE HOUSE

May 2, 2006
 Madame President:

The House has postponed indefinitely SB06-223. The bill is returned herewith.

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In response to the request of the Senate, the Speaker has appointed Representatives Soper, chairman, Gallegos, and Hefley as House conferees on the First Conference Committee on SB06-080.

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 -- SJR06-053 and SJR06-044.

CONSIDERATION OF RESOLUTIONS

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

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

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		

Co-sponsors added: Bacon, Brophy, Dyer, Entz, Evans, Fitz-Gerald, Gordon, Groff, Grossman, Hagedorn, Isgar, Johnson, Jones, Keller, Kester, Lamborn, May R., McElhany, Mitchell, Owen, Sandoval, Shaffer, Spence, Takis, Tapia, Taylor, Teck, Traylor, Tupa, Veiga, Wiens, Williams and Windels.

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

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

YES	24	NO	11	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	N	Traylor	Y
Brophy	N	Johnson	N	Sandoval	Y	Tupa	Y
Dyer	N	Jones	N	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	N
Evans	N	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	N		

Co-sponsors added: Bacon, Fitz-Gerald, Gordon, Grossman, Isgar, Keller, Tupa, Veiga, Williams and Windels.

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 Conference Committee Reports -- HB06-1090.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB06-1090 by Representative(s) Green; also Senator(s) Tupa--Concerning unlawful sexual behavior.

Senator Tupa moved for the adoption of the First Majority Report of the Conference Committee on **HB06-1090**, as printed in Senate Journal, May 2, pages 1171-1173. The

motion was **adopted** by the following roll call vote:

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		

The question being "Shall the bill, as amended, 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	N
Boyd	Y	Isgar	Y	Owen	N	Traylor	N
Brophy	N	Johnson	N	Sandoval	N	Tupa	Y
Dyer	N	Jones	N	Shaffer	Y	Veiga	Y
Entz	N	Keller	N	Spence	N	Wiens	N
Evans	N	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	N	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	N	Teck	Y		

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

Committee of the Whole

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

SPECIAL ORDERS -- SECOND READING OF BILLS

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

HB06-1344 by Representative(s) Plant, Madden; also Senator(s) Fitz-Gerald--Concerning authorization of domestic partnerships between same-sex couples, and, in connection therewith, creating the "Colorado Domestic Partnership Benefits and Responsibilities Act" to extend benefits, protections, and responsibilities to such couples, and making an appropriation.

Amendment No. 1, Business, Labor, and Technology Committee Amendment.
(Printed in Senate Journal, April 13, page 847 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, April 19, page 949 and placed in members' bill files.)

Amendment No. 3(L.031), by Senator FitzGerald.

- Amend reengrossed bill, page 11, line 17, strike "(1)";
- line 18, strike "SATISFIED," and substitute "SATISFIED";
- line 19, strike "THROUGH PRESENTATION OF AFFIDAVITS OR OTHER PROOF,";
- strike lines 23 through 27.

Page 16, after line 26, insert the following:

"SECTION 7. 24-72-204 (3) (a) (XIX), Colorado Revised Statutes, as amended by House Bill 06-1357, enacted at the Second Regular Session of the Sixty-fifth General Assembly, is amended to read:

24-72-204. Allowance or denial of inspection - grounds -

procedure - appeal. (3) (a) The custodian shall deny the right of inspection of the following records, unless otherwise provided by law; except that any of the following records, other than letters of reference concerning employment, licensing, or issuance of permits, shall be available to the person in interest under this subsection (3):

(XIX) (A) Except as provided in sub-subparagraphs (B) and (C) of this subparagraph (XIX), applications for a marriage license submitted pursuant to section 14-2-106, C.R.S., AND EXCEPT AS PROVIDED IN SUB-SUBPARAGRAPH (C), APPLICATIONS FOR A DOMESTIC PARTNERSHIP LICENSE SUBMITTED PURSUANT TO SECTION 14-15-109, C.R.S. A person in interest under this subparagraph (XIX) includes an immediate family member of either party to the marriage application OR TO THE DOMESTIC PARTNERSHIP APPLICATION. As used in this subparagraph (XIX), "immediate family member" means a person who is related by blood, marriage, or adoption. Nothing in this subparagraph (XIX) shall be construed to prohibit the inspection of marriage licenses or marriage certificates OR TO DOMESTIC PARTNERSHIP LICENSES OR DOMESTIC PARTNERSHIP CERTIFICATES or to otherwise change the status of those licenses or certificates as public records.

(B) Any record of an application for a marriage license submitted pursuant to section 14-2-106, C.R.S., shall be made available for public inspection fifty years after the date that record was created.

(C) Upon application by any person to the district court in the district wherein a record of an application for a marriage license OR FOR A DOMESTIC PARTNERSHIP LICENSE is found, the district court may, in its discretion and upon good cause shown, order the custodian to permit the inspection of such record."

Renumber succeeding sections accordingly.

Amendment No. 4(L.032), by Senator FitzGerald.

Amend reengrossed bill, page 13, line 27, strike "PARTNERSHIP" and substitute "PARTNERSHIP, CREATE OR RECOGNIZE A LEGAL STATUS SIMILAR TO THAT OF MARRIAGE AS DEFINED IN SECTIONS 14-2-101 TO 14-2-104,".

Amendment No. 5(L.033), by Senator FitzGerald.

Amend the Business, Labor and Technology Committee Report, dated April 12, 2006, page 1, line 9, strike "BELIEFS." and substitute "BELIEFS.";

after line 9, insert the following:

"(3) NOTHING IN THIS ARTICLE SHALL BE CONSTRUED TO PERMIT THE FILING OF A JOINT INCOME TAX RETURN BY THE PARTIES TO A DOMESTIC PARTNERSHIP.".

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

SCR06-008 by Senator(s) Gordon, Evans; --Submitting to the registered electors of the state of Colorado amendments to sections 44, 47, and 48 of article V of the constitution of the state of Colorado, concerning redistricting by the general assembly pursuant to a plan prepared by the nonpartisan staff of the general assembly without the ability to adopt substantive amendments to the plan, and, in connection therewith, repealing the reapportionment commission.

Laid over until the next Special Orders -- Second Reading of Bills calendar of May 3, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Shaffer, 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: HB06-1344 as amended.
 Laid over until the next Special Orders -- Second Reading of Bills calendar of May 3:
 SCR06-008.

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:

HB06-1387 by Representative(s) Garcia, May M.; also Senator(s) Veiga--Concerning real estate foreclosures.

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

Third Reading Amendment No. 1(L.021), by Senator Veiga.

Amend revised bill, page 36, strike lines 17 through 20 and substitute the following:

"IS EFFECTIVE. THE CURE STATEMENT SHALL BE EFFECTIVE FOR AT LEAST TEN CALENDAR DAYS AFTER THE DATE OF THE CURE STATEMENT OR UNTIL THE LAST DAY TO CURE UNDER PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION, WHICHEVER OCCURS FIRST. THE CURE STATEMENT SHALL BE EFFECTIVE FOR NO MORE THAN THIRTY CALENDAR DAYS AFTER THE DATE OF THE CURE STATEMENT OR UNTIL THE LAST DAY TO CURE UNDER PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION, WHICHEVER OCCURS FIRST. THE USE OF GOOD".

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	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, Brophy, Evans, May R. and Teck.

HB06-1363 by Representative(s) Benefield, McGihon, Solano, Soper, Todd; also Senator(s) Shaffer--Concerning grants for programs designed to prevent juvenile delinquency, and making an appropriation therefor.

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	N	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	Jones	N	Shaffer	Y	Veiga	Y
Entz	N	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: Bacon, Groff, Grossman, Williams and Windels.

HB06-1362 by Representative(s) Massey, Jahn; also Senator(s) Veiga--Concerning the creation of performance-based incentives for the motion picture industry to work in Colorado, and making an appropriation therefor.

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

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	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	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**.

Co-sponsors added: Boyd, Entz, Evans, Fitz-Gerald, Isgar, Keller, Spence, Taylor, Tochtrop and Williams.

HB06-1326 by Representative(s) Crane, Riesberg, Liston, Coleman, Schultheis, Marshall, Butcher, Todd, Balmer, Benefield, Berens, Borodkin, Boyd, Cadman, Carroll T., Clapp, Cloer, Curry, Decker, Frangas, Gardner, Green, Hall, Harvey, Hefley, Hodge, Hoppe, Jahn, Kerr, King, Knoedler, Larson, Lindstrom, Lundberg, Massey, May M., McCluskey, McFadyen, McGihon, McKinley, Merrifield, Paccione, Penry, Rose, Soper, Stafford, Stengel, Sullivan, Vigil, Welker, White, Witwer; also Senator(s) Grossman, Spence, Brophy, Hanna, Kester, May R., Shaffer, Taylor--Concerning identity theft, and making an appropriation in connection therewith.

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, Evans, Fitz-Gerald, Gordon, Groff, Isgar, Johnson, Jones, Keller, Lamborn, Mitchell, Owen, Teck, Tochtrop, Traylor, Tupa, Veiga, Wiens, Williams and Windels.

HB06-1311 by Representative(s) Curry, Hoppe; also Senator(s) Isgar--Concerning the species conservation trust fund, and, in connection therewith, approving the species conservation eligibility list, recapitalizing the species conservation trust fund, 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	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**.

Co-sponsors added: Entz, Evans, Fitz-Gerald, Groff, Grossman, Owen, Shaffer, Taylor, Teck, Tochtrop, Tupa and Wiens.

HB06-1310 by Representative(s) Buescher, Plant, Hall; also Senator(s) Owen, Tapia, Keller-- Concerning simplifying procedures for distributing tobacco settlement moneys among the programs currently receiving the moneys, and making an appropriation in connection therewith.

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

Third Reading Amendment No. 1(L.005), by Senator Owen.

Amend revised bill, page 22, line 10, strike "~~annually~~" and substitute "annually" and strike "state IN THE" and substitute "state:";

strike line 11.

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	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.

HB06-1304 by Representative(s) Sullivan; also Senator(s) Taylor--Concerning contributions to volunteer firefighter pension funds, and making an appropriation therefor.

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, Shaffer, Tochtrop, Wiens and Williams.

HB06-1270 by Representative(s) Merrifield, Paccione, Benefield, Larson, Massey, McKinley, Pommer, Solano, Todd; also Senator(s) Gordon--Concerning the authority of public school personnel to make determinations of eligibility for certain public medical benefits, and making an appropriation in connection therewith.

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

YES	28	NO	7	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	N	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	N
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	Y	President	Y
Grossman	Y	McElhany	N	Teck	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, Groff, Isgar, Jones, Mitchell, Shaffer, Spence, Tochtrop, Traylor, Tupa, Williams and Windels.

HB06-1171 by Representative(s) Riesberg; also Senator(s) Groff--Concerning alcohol- and drug-related driving offenses.

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

Third Reading Amendment No. 1(L.018), by Senator Mitchell.

Amend revised bill, page 2, line 21, after "42-2-126", insert "(6) (b) (IX) (A.5) and";

line 22, strike "is" and substitute "are".

Page 3, strike line 1 and substitute the following:

"determination. (6) (b) (IX) (A.5) A person whose license is revoked for a first offense under subparagraph (I) of paragraph (a) of subsection (2) of this section may request that, in lieu of the three-month revocation, the person's license be revoked for a period of not less than thirty days, to be followed by a suspension period of such length that the total period of revocation and suspension equals six months. IF THE PERSON IS A PERSISTENT DRUNK DRIVER, AS DEFINED IN SECTION 42-1-102 (68.5), THE PROBATIONARY LICENSE SHALL BE CONDITIONED ON THE USE OF AN APPROVED IGNITION INTERLOCK DEVICE, AS DEFINED IN SECTION 42-2-132.5 (7) (a). THE TIME SERVED UNDER A PROBATIONARY LICENSE SHALL NOT BE CREDITED AGAINST ANY MANDATORY INTERLOCK RESTRICTION IMPOSED PURSUANT TO SECTION 42-2-132.5. If the hearing officer approves the request, the hearing officer may grant the person a probationary license that may be used only for the reasons provided in section 42-2-127 (14) (a).

(7) (c) (II) If the person was determined to be in".

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	26	NO	9	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	N	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	N	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	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	Y	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**.

HB06-1153 by Representative(s) Berens, Hefley, Balmer, Cloer, Crane, Frangas, Gardner, Hall, Harvey, Kerr, King, Knoedler, Lindstrom, Liston, Lundberg, Massey, May M., McFadyen, Penry, Rose, Schultheis, Soper, Stafford, Sullivan, Todd, Welker, White, Witwer; also Senator(s) Mitchell, Bacon, Dyer, Johnson, Jones, Lamborn, May R., Shaffer, Spence--Concerning changes to Colorado's sex offender registration laws, and making an appropriation in connection therewith.

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, Evans, Kester, Owen, Taylor, Teck, Traylor and Williams.

HB06-1257 by Representative(s) Green; also Senator(s) Keller--Concerning noise mitigation measures along state highways, and making an appropriation therefor.

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

YES	28	NO	7	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	N	Jones	N	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.	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: Boyd, Fitz-Gerald, Hagedorn, Williams and Windels.

HB06-1151 by Representative(s) Hefley; also Senator(s) Groff--Concerning the crime of felony child abuse, and making an appropriation therefor.

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, Dyer, Entz, Fitz-Gerald, Grossman, Isgar, Jones, Keller, Kester, May R., Shaffer, Teck, Tochtrop, Traylor, Tupa, Veiga, Wiens and Williams.

HB06-1058 by Representative(s) Pommer; also Senator(s) Williams--Concerning creation of a surcharge to be paid by persons convicted of certain crimes against children, and making an appropriation therewith.

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

YES	33	NO	2	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	N	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	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, Entz and May R.

HB06-1045 by Representative(s) McCluskey, Butcher, Frangas, Todd; also Senator(s) Keller, Gordon, Tochtrop--Concerning public reporting of hospital-acquired infections, and making an appropriation therefor.

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

Third Reading Amendment No. 1(L.014), by Senator Keller.

Amend revised bill, page 3, line 8, after "INFECTIONS;", insert "AND";

strike line 9.

Renumber succeeding subparagraph accordingly.

Page 6, line 13, after "OF", insert "ABDOMINAL SURGICAL SITE INFECTIONS AND" and strike "TWO CLINICAL PROCEDURES" and substitute "ONE OTHER CLINICAL PROCEDURE".

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:

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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	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	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**.

Co-sponsors added: Bacon, Boyd, Fitz-Gerald, Groff, Shaffer and Veiga.

HB06-1017 by Representative(s) Hall; also Senator(s) Veiga, Spence--Concerning the creation of a performance-based incentive for employers that create high quality new jobs in the state, and making an appropriation therefor.

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

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	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	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**.

Co-sponsors added: Boyd, Evans, Fitz-Gerald, Isgar, Keller, Owen, Shaffer, Tapia, Tupa and Williams.

HB06-1004 by Representative(s) Green; also Senator(s) Windels--Concerning the creation of a grant program to provide funding for organizations that supply accessible educational materials for students with print disabilities, and making an appropriation therefor.

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

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	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	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**.

Co-sponsors added: Bacon, Isgar, Keller, Sandoval, Shaffer, Tapia, Tupa, Veiga and Williams.

HB06-1001 by Representative(s) Merrifield; also Senator(s) Evans--Concerning principals in public schools, and making an appropriation in connection therewith.

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

Third Reading Amendment No. 1(L.019), by Senator Evans.

Amend revised bill, page 11, line 15, strike "further".

Page 15, line 25, strike "part 2 of".

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	27	NO	8	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	N
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	Jones	N	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.	N	Taylor	Y	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: Tupa, Williams and Windels.

HB06-1145 by Representative(s) Solano, Curry, Gallegos, Larson, Lindstrom, Merrifield, Paccione, Penry, Riesberg, Soper, Buescher, Benefield, Jahn, Ragsdale, Todd; also Senator(s) Teck, Bacon, Hanna, Shaffer, Tochtrop, Williams, Windels--Concerning the development of a comprehensive response to the methamphetamine problem in Colorado, and, in connection therewith, creating a state methamphetamine task force to examine the prevention, intervention, and treatment of the abuse of methamphetamine and to examine the production and distribution of methamphetamine, strengthening the laws concerning methamphetamine, and making an appropriation.

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, Fitz-Gerald, Grossman, Isgar, Jones, May R., Taylor, Traylor and Veiga.

HB06-1312 by Representative(s) Vigil, Cloer, Garcia, Kerr; also Senator(s) Sandoval, Brophy, Teck, Veiga--Concerning written responses issued by the executive director of the department of revenue upon the request of taxpayers, and making an appropriation therefor.

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	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**.

Co-sponsors added: Isgar, Keller and Shaffer.

HB06-1331 by Representative(s) Plant; also Senator(s) Tapia--Concerning the regulation of landscape architects, and making an appropriation therefor.

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

YES	24	NO	11	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	N	Traylor	Y
Brophy	N	Johnson	N	Sandoval	Y	Tupa	Y
Dyer	N	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	N
Evans	N	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	N	President	Y
Grossman	Y	McElhany	Y	Teck	N		

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

Co-sponsors added: Shaffer, Tochtrop and Williams.

HB06-1057 by Representative(s) Stafford; also Senator(s) Johnson--Concerning criminal acts involving animals.

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

YES	25	NO	10	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	N	Owen	Y	Traylor	Y
Brophy	N	Johnson	Y	Sandoval	Y	Tupa	N
Dyer	Y	Jones	Y	Shaffer	Y	Veiga	Y
Entz	N	Keller	Y	Spence	Y	Wiens	N
Evans	Y	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	Y		

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

Co-sponsors added: Spence.

SB06-239 by Senator(s) Johnson; also Representative(s) Stafford--Concerning the regulation of persons who provide for the final disposition of dead human bodies in the course of business.

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

Third Reading Amendment No. 1(L.002), by Senator Johnson.

Amend engrossed bill, page 8, line 19, strike "HAS" and substitute "BY JANUARY 1, 2008, HAS".

Page 9, line 4, strike "HAS" and substitute "BY JANUARY 1, 2008, HAS";

line 10, strike "HAS" and substitute "BY JANUARY 1, 2009, HAS";

line 15, strike "HAS" and substitute "BY JANUARY 1, 2008, HAS".

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

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

Third Reading Amendment No. 2(L.003), by Senator Williams.

Amend engrossed bill, page 17, line 21, strike "2016." and substitute "2010.";

strike lines 25 through 27.

Page 18, strike lines 1 through 5 and substitute the following:

"SECTION 8. 24-34-104 (41), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (41) The following agencies, functions, or both, shall terminate on July 1, 2010:

(s) THE REGULATION OF PERSONS LICENSED, CERTIFIED, OR REGISTERED TO PRACTICE MORTUARY SCIENCE PURSUANT TO SECTIONS 12-54-110 TO 12-54-116, C.R.S."

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	24	NO	11	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	N	Traylor	Y
Brophy	N	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	Jones	N	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	N
Evans	Y	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: Fitz-Gerald, Groff, Kester and Williams.

HB06-1211 by Representative(s) Frangas, Cloer; also Senator(s) Keller--Concerning sanctions under the medical assistance 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**.

HB06-1315 by Representative(s) Hefley; also Senator(s) Gordon--Concerning juveniles who are convicted as adults of class 1 felonies, and making an appropriation in connection therewith.

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

YES	24	NO	11	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	N
Brophy	N	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	Jones	Y	Shaffer	Y	Veiga	Y
Entz	N	Keller	N	Spence	Y	Wiens	N
Evans	N	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	N		

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

HB06-1380 by Representative(s) Riesberg; also Senator(s) Veiga--Concerning the development of measures to reduce the theft of retail goods.

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, Grossman, Kester, Teck and Wiens.

HB06-1388 by Representative(s) Buescher; also Senator(s) Sandoval--Concerning the ability of the executive director of the department of revenue to address alleged violations relating to motor vehicle dealers.

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: Jones, Kester and Spence.

HB06-1390 by Representative(s) Crane; also Senator(s) Tochtrop--Concerning the transportation of mobile crane equipment as a nondivisible load.

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	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: Kester.

HB06-1337 by Representative(s) Butcher, Gallegos, McKinley; also Senator(s) Entz, Taylor-- Concerning penalties levied against a person who violates water quality control provisions, and making an appropriation therewith.

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

Third Reading Amendment No. 1(L.014), by Senator Lamborn.

Amend revised bill, page 1, line 102, strike "**CONTROL PROVISIONS, AND MAKING AN**" and substitute "**CONTROL.**";

strike line 103.

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	20	NO	15	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	N	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	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	N	Tapia	Y	Windels	Y
Groff	N	May R.	N	Taylor	Y	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: Williams.

HB06-1149 by Representative(s) Carroll M., Weissmann; also Senator(s) Tupa--Concerning disclosure of additional information to be submitted by professional lobbyists in connection with their disclosure statements filed with the secretary of state under the "Colorado Sunshine Act of 1972", and making an appropriation therefor.

Senator Johnson moved that the HB06-1149 be referred to the Committee on Appropriations.

The motion was declared **lost** on the following roll call vote:

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

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

Third Reading Amendment No. 1(L.022), by Senator Gordon.

Amend revised bill, page 2, strike lines 2 through 6.

Renumber succeeding sections accordingly.

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	22	NO	13	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	Y	Wiens	N
Evans	Y	Kester	Y	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	N		

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

Co-sponsors added: Bacon, Grossman and Shaffer.

HB06-1011 by Representative(s) McCluskey; also Senator(s) Sandoval--Concerning child exploitation offenses, and making an appropriation in connection therewith.

Laid over until later in the day, Wednesday, May 3, retaining its place on the calendar.

IMMEDIATE RECONSIDERATION OF HB06-1362

HB06-1362 by Representative(s) Massey, Jahn; also Senator(s) Veiga--Concerning the creation of performance-based incentives for the motion picture industry to work in Colorado, and making an appropriation therefor.

Having voted on the prevailing side, Senator Brophy moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB06-1362. 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, 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:

HB06-1362 by Representative(s) Massey, Jahn; also Senator(s) Veiga--Concerning the creation of performance-based incentives for the motion picture industry to work in Colorado, and making an appropriation therefor.

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

YES	31	NO	4	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	N	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	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.

Co-sponsors added: Kester and Tapia.

IMMEDIATE RECONSIDERATION OF HB06-1171

HB06-1171 by Representative(s) Riesberg; also Senator(s) Groff--Concerning alcohol- and drug-related driving offenses.

Having voted on the prevailing side, Senator Gordon moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB06-1171. The roll call was taken with the following result:

YES	32	NO	3	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	N	Takis	Y	Williams	Y
Gordon	Y	Lamborn	Y	Tapia	Y	Windels	Y
Groff	N	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, 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:

HB06-1171 by Representative(s) Riesberg; also Senator(s) Groff--Concerning alcohol- and drug-related driving offenses.

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

following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	N	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	Y	Traylor	Y
Brophy	N	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	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.	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**.

IMMEDIATE RECONSIDERATION OF HB06-1149

HB06-1149 by Representative(s) Carroll M., Weissmann; also Senator(s) Tupa--Concerning disclosure of additional information to be submitted by professional lobbyists in connection with their disclosure statements filed with the secretary of state under the "Colorado Sunshine Act of 1972", and making an appropriation therefor.

Having voted on the prevailing side, Senator Spence moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB06-1149. 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, 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:

HB06-1149 by Representative(s) Carroll M., Weissmann; also Senator(s) Tupa--Concerning disclosure of additional information to be submitted by professional lobbyists in connection with their disclosure statements filed with the secretary of state under the "Colorado Sunshine Act of 1972", and making an appropriation therefor.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	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	Y	Kester	Y	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	N		

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

SENATE SERVICES REPORT

Correctly Engrossed: SB06-239; SJR06-038, and 042.

Correctly Revised: HB06-1001, 1004, 1011, 1017, 1045, 1057, 1058, 1145, 1149, 1151,1153, 1171, 1211, 1257, 1270, 1304, 1310, 1311, 1312, 1315, 1326, 1331, 1337, 1362, 1363, 1380, 1388, and 1390.

Correctly Rerevised: HB06-1006, 1024, 1054, 1176, 1266, 1278, 1306, 1317, 1323, 1330, 1339, 1346, 1347, 1360, 1364, 1392, and 1394.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that HB06-1405 be referred to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that HB06-1359 be postponed indefinitely.

Agriculture, Natural Resources, & Energy The Committee on Agriculture, Natural Resources, and Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE WILDLIFE COMMISSION

for terms expiring March 1, 2010:

James "Roy" L. McAnally of Craig, Colorado, to serve as a representative of agricultural or produce growers from the Wildlife District 4 and as a Democrat, appointed;

J. Bradford Coors of Littleton, Colorado, to serve as a public at large member from the Wildlife District 3 and as a Republican, appointed;

Jeffrey A. Crawford of Englewood, Colorado, to serve as a public at large member from the Wildlife District 5 and as a Republican, reappointed.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SJR06-048 be amended as follows, and as so amended, be referred to the Senate for final action.

Amend printed joint resolution, page 1, line 6, strike "modern and clean" and substitute "clean, modern" and, after "generation,", insert "including various technologies,;

line 12, strike "modern and clean" and substitute "clean, modern".

Page 2, line 1, strike "modern and clean" and substitute "clean, modern";

after line 5, insert the following:

"WHEREAS, Colorado coal is high in British thermal units and low in both sulfur and mercury, and the mining of Colorado coal provides

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stable, high-paying jobs, therefore new clean, modern coal-fueled power generation facilities should be encouraged to consider using Colorado coal in their operations; and";

line 6, strike "modern and clean" and substitute "clean, modern";

line 11, strike "modern and clean" and substitute "clean, modern";

line 21, strike "modern and" and substitute "clean, modern";

line 26, strike "modern and clean" and substitute "clean, modern";

strike lines 29 through 31 and substitute the following:

"in Colorado would provide eastern Colorado badly needed economic development benefits; now,";

line 36, strike "modern and clean" and substitute "clean, modern";

line 42, strike "modern and clean" and substitute "clean, modern".

Page 3, line 3, after "Trade;"; insert "Russell George, Executive Director of the Department of Natural Resources; Dennis Ellis, Executive Director of the Department of Public Health and Environment; Doug Dean, Director of the Public Utilities Commission;".

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **HB06-1352** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 9, after "ACRE-FEET", insert "OF CONSUMPTIVE USE PER YEAR".

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **HB06-1408** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 3, strike lines 15 through 24 and substitute the following:

"SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **HB06-1409** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business,
Labor, &
Technology

The Committee on Business Labor and Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBER OF THE
WORKERS' COMPENSATION COST
CONTAINMENT BOARD

for a term expiring December 13, 2008:

Henry A. Hahne of Colorado Springs, Colorado, to serve as an executive with risk management experience in the insurance industry, reappointed.

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB06-1280** be postponed indefinitely.

Education

After consideration on the merits, the Committee recommends that **HB06-1283** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 7, line 17, strike "SEVENTY-FIVE" and substitute "SIXTY-FIVE".

Page 11, strike lines 7 through 9 and substitute the following:

"SECTION 4. Refer to people under referendum. This act shall be submitted to a vote of the registered electors of the state of Colorado at the next biennial regular general election, for their approval or rejection, under the provisions of the referendum as provided for in section 1 of article V of the state constitution, and in article 40 of title 1, Colorado Revised Statutes. Each elector voting at said election and desirous of voting for or against said act shall cast a vote as provided by law either "Yes" or "No" on the proposition: "SHALL COLORADO STATE LAW REQUIRE THAT IN EACH STATE FISCAL YEAR A SCHOOL DISTRICT SPEND AT LEAST SIXTY-FIVE PERCENT OF ITS OPERATIONAL EXPENDITURES ON SERVICES THAT DIRECTLY AFFECT STUDENT ACHIEVEMENT?" The votes cast for the adoption or rejection of said act shall be canvassed and the result determined in the manner provided by law for the canvassing of votes for representatives in Congress."

MESSAGE FROM THE HOUSE

May 3, 2006

Madame President:

The House has adopted and returns herewith SJR06-053.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB06-1410, amended as printed in House Journal, May 2, page 1679. HB06-1404, amended as printed in House Journal, May 2, pages 1682-1683, and on Third Reading, May 3.

The House has passed on Third Reading and returns herewith SB06-065.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB06-106, amended as printed in House Journal, May 1, pages 1596-1597. SB06-059, amended as printed in House Journal, May 1, page 1597. SB06-224, amended as printed in House Journal, May 2, pages 1680-1681. SB06-089, amended as printed in House Journal, May 2, pages 1687-1688. SB06-130, amended as printed in House Journal, May 2, page 1689. SB06-165, amended as printed in House Journal, May 2, pages 1689-1690. SB06-048, amended as printed in House Journal, May 2, page 1690. SB06-001, amended as printed in House Journal, May 2, pages 1690-1691.

The House has voted to concur in the Senate amendments to HB06-1046, 1072, 1086, 1124, 1127, 1157, 1161 and has repassed the bills as so amended.

The House has voted not to concur in the Senate amendments to HB06-1314 and requests that a conference committee be appointed. The Speaker has appointed Representatives Cerbo, chairman, M. Carroll, and Balmer as House conferees on the First Conference Committee on HB06-1314. The bill is transmitted herewith.

MESSAGE FROM THE REVISOR OF STATUTES

May 3, 2006

We herewith transmit:

Without comment, as amended, HB06-1410 and 1404.

Without comment, as amended, SB06-106, 059, 224, 089, 130, 165, 048, 001.

Call of the Senate.

Call raised.

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 House Amendments to Senate Bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

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

Senator Hagedorn moved that the Senate concur in House amendments to **SB06-001**, as printed in House Journal, May 2, pages 1690-1691. The motion was **passed** by the following roll call vote:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	Y	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	N	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	E	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

YES	23	NO	11	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	N	Traylor	N
Brophy	N	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	Jones	N	Shaffer	Y	Veiga	Y
Entz	N	Keller	Y	Spence	N	Wiens	Y
Evans	N	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	E	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	Y	President	Y
Grossman	Y	McElhany	N	Teck	Y		

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

SB06-063 by Senator(s) Teck, Groff, Hanna; also Representative(s) Weissmann, Liston, Marshall--Concerning the procurement of information technology systems, and making an appropriation therefor.

Senator Teck moved that the Senate concur in House amendments to **SB06-063**, as printed in House Journal, May 1, page 1576. The motion was **passed** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	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	E	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

The question being "Shall the bill, as amended, 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	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	E	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, as amended, was declared **repassed**.

Co-sponsors added: Boyd.

SB06-061

by Senator(s) Keller; also Representative(s) Larson--Concerning providing interpretation in legal situations for persons with hearing loss, and making an appropriation in connection therewith.

Senator Keller moved that the Senate concur in House amendments to **SB06-061**, as printed in House Journal, May 1, page 1594. The motion was **passed** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	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	E	Tapia	Y	Windels	Y
Groff	Y	May R.	Y	Taylor	Y	President	Y
Grossman	Y	McElhany	Y	Teck	Y		

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

YES	32	NO	2	EXCUSED	1	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	N	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	E	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, as amended, was declared **repassed**.

Co-sponsors added: Evans and Tapia.

SB06-073 by Senator(s) Tapia; also Representative(s) Merrifield--Concerning the age specifications relating to compulsory school attendance.

Senator Tapia moved that the Senate concur in House amendments to **SB06-073**, as printed in House Journal, May 1, page 1595. The motion was **passed** by the following roll call vote:

YES	28	NO	6	EXCUSED	1	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	N
Dyer	N	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	E	Tapia	Y	Windels	Y
Groff	N	May R.	N	Taylor	Y	President	N
Grossman	N	McElhany	Y	Teck	Y		

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

YES	27	NO	7	EXCUSED	1	ABSENT	0
Bacon	Y	Hagedorn	Y	Mitchell	N	Tochtrop	Y
Boyd	Y	Isgar	Y	Owen	N	Traylor	Y
Brophy	Y	Johnson	Y	Sandoval	Y	Tupa	Y
Dyer	N	Jones	Y	Shaffer	Y	Veiga	Y
Entz	Y	Keller	Y	Spence	Y	Wiens	N
Evans	Y	Kester	Y	Takis	Y	Williams	Y
Gordon	Y	Lamborn	E	Tapia	Y	Windels	Y
Groff	Y	May R.	N	Taylor	Y	President	Y
Grossman	Y	McElhany	N	Teck	N		

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

Co-sponsors added: Grossman and Jones.

COMMITTEE OF REFERENCE REPORTS

State,
Veterans, &
Military
Affairs

The Committee on State, Veterans, and Military Affairs has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

OFFICE OF
SECRETARY OF STATE
OF THE STATE OF COLORADO

for a term expiring January 8, 2007:

Ginette Dennis, to fill the vacancy occasioned by the resignation of Donetta Davidson.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB06-1411** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 3, after "(b)", insert "(I)";

strike lines 9 through 15 and substitute the following:

"EFFECTIVE DATE OF THIS SUBSECTION (1), AS AMENDED, IN ACCORDANCE WITH THE REQUIREMENTS OF THIS PARAGRAPH (b).

(II) BY ENACTING SUBPARAGRAPH (I) OF THIS PARAGRAPH (b), THE GENERAL ASSEMBLY DOES NOT INTEND TO CREATE A NEW PROCEDURAL MECHANISM TO BRING ABOUT THE CONDEMNATION OF PRIVATE PROPERTY. BY ENACTING SUBPARAGRAPH (I) OF THIS PARAGRAPH (b), THE GENERAL ASSEMBLY INTENDS TO LIMIT ONLY AS PROVIDED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (b), AND NOT EXPAND, THE DEFINITION OF PUBLIC USE AS IT IS UNDERSTOOD AS OF THE EFFECTIVE DATE OF THIS SUBSECTION (1), AS AMENDED.

(c) NOTHING IN THIS SECTION SHALL AFFECT THE RIGHT OF A PRIVATE PARTY TO CONDEMN PROPERTY AS OTHERWISE PROVIDED BY LAW."

Page 4, strike line 8 and substitute the following:

"THE TAKING OF THE PROPERTY IS NECESSARY FOR THE ERADICATION OF BLIGHT."

MESSAGE FROM THE HOUSE

May 3, 2006
Madame President:

The House has voted not to concur in the Senate amendments to HB06-1386 and requests that a conference committee be appointed. The Speaker has appointed Representatives Plant, chairman, Buescher, and Hall as House conferees on the First Conference Committee on HB06-1386. The House has voted to grant the House conferees on the First Conference Committee on HB06-1386 to consider matters not at issue between the two houses. The bill is transmitted herewith.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Tochtrop, Chairman, Groff, and Entz as Senate Conferees on the First Conference Committee on **HB06-1314**.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR06-054 by Senator(s) Sandoval, Tapia; also Representative(s) Vigil--Concerning the celebration of Cinco de Mayo.

Laid over one day under Senate Rule 30(b).

INTRODUCTION OF BILLS -- FIRST READING

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

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

HB06-1410 by Representative(s) Plant, Benefield, Marshall, McCluskey, Knoedler, Sullivan, White; also Senator(s) Groff--Concerning creation of the health disparities grant program fund, and making an appropriation in connection therewith.
Health and Human Services

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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 Senate proceeded out of order for Third Reading of Bills -- Final Passage -- HB06-1011.

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:

HB06-1011 by Representative(s) McCluskey; also Senator(s) Sandoval--Concerning child exploitation offenses, and making an appropriation in connection therewith.

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

Third Reading Amendment No. 1(L.014), by Senator Sandoval.

Amend revised bill, page 8, line 4, after the period, add ""INTERNET ACCESS PROVIDER" SHALL NOT INCLUDE NONINTERNET-BASED COMMUNICATIONS.".

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	34	NO	0	EXCUSED	1	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	E	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, Entz, Evans, Fitz-Gerald, Groff, Grossman, Isgar, Johnson, Jones, Keller, May R., McElhany, Mitchell, Shaffer, Spence, Teck, Tochtrop, Traylor, Tupa, Veiga, Wiens, Williams and Windels.

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 House Amendments to Senate Bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB06-036 by Senator(s) Hagedorn; also Representative(s) Marshall--Concerning the types of health benefit plans required to be offered by small employer carriers to small employers in the state.

Senator Hagedorn moved that the Senate not concur in House amendments to **SB06-036**, as printed in House Journal, May 1, pages 1592-1593, and that a Conference Committee be appointed.

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

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

Senator Traylor moved that the Senate not concur in House amendments to **SB06-224**, as printed in House Journal, May 2, pages 1680-1681, and that a Conference Committee be appointed.

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

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Hagedorn, Chairman, Takis, and Johnson as Senate Conferees on the First Conference Committee on **SB06-036**.

The President appointed Senators Isgar, Chairman, Traylor, and Williams as Senate Conferees on the First Conference Committee on **SB06-224**.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that **HB06-1131** be postponed indefinitely.

Judiciary After consideration on the merits, the Committee recommends that **HB06-1391** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 59, before line 1, insert the following:

"SECTION 89. 7-90-104, Colorado Revised Statutes, as enacted by Senate Bill 06-187, enacted at the Second Regular Session of the Sixty-fifth General Assembly, is amended to read:

7-90-104. Nonapplication of uniform commercial code to owner's interest. Sections ~~4-90-406~~ and ~~4-90-408~~ 4-9-406 AND 4-9-408, C.R.S., shall not apply to an owner's interest.

SECTION 90. 24-30-1603 (3) (b), (3) (c), and (3) (d), Colorado Revised Statutes, are amended to read:

24-30-1603. Functions of the GGCC. (3) (b) The executive director of each agency or department of state government, including institutions of higher education, shall designate a chief information officer who shall ensure compliance with the rules adopted by the ~~executive director of the department of personnel~~ SECRETARY OF STATE.

(c) The local authorities of any county, city, town, or city and county authorizing the use of digital or electronic signatures shall adopt rules, standards, policies, and procedures for their own use of electronic or digital signatures or shall ensure compliance with the rules adopted by the ~~executive director~~ SECRETARY OF STATE.

(d) ~~Initial rules shall be adopted no later than January 1, 2000."~~

Re-number succeeding sections accordingly.

Page 59, after line 8, insert the following:

"(c) Section 79 of this act shall not take effect if House Bill 06-1178 is enacted at the second regular session of the sixty-fifth general assembly and becomes law."

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Reletter succeeding paragraphs accordingly.

Page 59, after line 13, insert the following:

"(f) Section 89 of this act shall only take effect if Senate Bill 06-187 is enacted at the second regular session of the sixty-fifth general assembly and becomes law and said section 89 shall take effect on July 1, 2006."

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

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

Senator Traylor moved that the Senate Conferees on the First Conference Committee on **SB06-224** be granted permission to go beyond the scope of the differences between the two Houses.

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

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB06-1397** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, strike lines 26 and 27.

Page 4, strike line 1.

Reletter succeeding subsections accordingly.

Page 5, after line 23, insert the following:

"(8) "PLANNING TEAM" MEANS THE COLORADO EARLY CHILDHOOD COUNCIL PLANNING TEAM CREATED PURSUANT TO SECTION 26-6.5-105 .".

Reletter succeeding subsections accordingly.

Page 6, line 19, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,";

line 24, after "OF", insert "UP TO TEN";

line 25, strike "DEPARTMENTS." and substitute "DEPARTMENTS IN THE FISCAL YEAR BEGINNING JULY 1, 2006. NEW COUNCILS MAY BE DESIGNATED AND CONVENED IN SUBSEQUENT FISCAL YEARS SUBJECT TO AVAILABLE APPROPRIATIONS FROM THE GENERAL FUND."

Page 7, line 11, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,";

line 14, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,".

Page 8, line 15, strike "LOCAL LONGITUDINAL DESIGN" and substitute "PLAN";

strike lines 17 through 26 and substitute the following:

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"PROCESS AND EFFECTIVENESS AS IT RELATES TO THE COUNCIL'S STRATEGIC PLAN. LOCAL COUNCILS ARE ENCOURAGED TO PARTICIPATE IN CHILD AND FAMILY OUTCOME EVALUATIONS INCLUDING LONGITUDINAL EVALUATIONS THAT MAY BE CONDUCTED BY LOCAL SCHOOL DISTRICTS OR THE STATE DEPARTMENT OF HUMAN SERVICES, EDUCATION, OR PUBLIC HEALTH AND ENVIRONMENT."

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Page 9, line 1, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,";

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line 27, after "EACH", insert "NEW".

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Page 10, strike line 26 and substitute the following:

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"(X) A REPRESENTATIVE FROM THE LOCAL COMMUNITY MENTAL HEALTH CENTER OR, IN THE EVENT THAT THE LOCAL COMMUNITY MENTAL HEALTH CENTER CANNOT PARTICIPATE IN THE COUNCIL, A LOCAL MENTAL HEALTH CARE PROVIDER."

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Page 12, strike line 5 and substitute the following:

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"COUNCIL IS ENCOURAGED TO PARTICIPATE IN CHILD AND FAMILY OUTCOME EVALUATIONS, INCLUDING LONGITUDINAL EVALUATIONS THAT MAY BE CONDUCTED BY LOCAL SCHOOL DISTRICTS OR THE STATE DEPARTMENT OF HUMAN SERVICES, EDUCATION, OR PUBLIC HEALTH AND ENVIRONMENT; AND";

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line 7, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,";

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strike lines 20 through 23.

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Page 13, line 4, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,";

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line 7, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,";

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line 17, strike "ADVISORY BOARD" and substitute "PLANNING TEAM";

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line 21, strike "advisory board" and substitute "planning team";

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line 23, strike "ADVISORY BOARD" and substitute "PLANNING TEAM" and, strike "OF" and substitute "OF, AND PROVIDE OPERATIONAL SUPPORT FOR,";

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line 25, strike "ADVISORY BOARD" and substitute "PLANNING TEAM".

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Page 14, strike lines 2 through 14 and substitute the following:

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"(2) THE PLANNING TEAM SHALL BE COMPRISED OF REPRESENTATIVES FROM THE STATE AND LOCAL LEVEL THAT MIRROR THE MANDATORY STAKEHOLDERS ON LOCAL COUNCILS AS DEFINED IN SECTION 26-6.5-103.5, WITH A MAJORITY OF STAKEHOLDERS FROM LOCAL COMMUNITIES THROUGHOUT THE STATE. THE MEMBERS FROM LOCAL COUNCILS SHALL BE REPRESENTATIVE OF CULTURAL AND GEOGRAPHIC DIVERSITY, INCLUDING URBAN, RURAL, AND SUBURBAN COMMUNITIES FROM THE FRONT RANGE, EASTERN PLAINS, WESTERN SLOPE, AND MOUNTAIN COUNTIES. PLANNING TEAM MEMBERS FROM THE STATE LEVEL SHALL BE APPOINTED BIANNUALLY BY THE DIRECTOR OF THE DIVISION OF CHILD CARE IN THE STATE DEPARTMENT. PLANNING TEAM MEMBERS FROM THE LOCAL LEVEL SHALL BE NOMINATED BY LOCAL COUNCILS TO SERVE EITHER A TWO-YEAR TERM OR FOR THE DURATION OF A SPECIFIED PROJECT, WITH THE INITIAL SELECTION OF MEMBERS TO BE DETERMINED BY THE STATE DEPARTMENT. SELECTIONS FOR SUBSEQUENT YEARS SHALL BE DETERMINED BY THE SEATED PLANNING TEAM. VACANCIES SHALL BE FILLED BY";

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line 17, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,";

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line 22, strike "ADVISORY BOARD" and substitute "PLANNING TEAM";

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line 24, strike "ADVISORY BOARD" and substitute "PLANNING TEAM" and, strike "ADVISORY" and substitute "PLANNING TEAM";

line 25, strike "BOARD".

Page 15, line 2, strike "ADVISORY BOARD" and substitute "PLANNING TEAM";

line 4, strike "ADVISORY BOARD" and substitute "PLANNING TEAM";

line 5, strike "ADVISORY BOARD" and substitute "PLANNING TEAM";

strike lines 8 through 10.

Reletter succeeding paragraphs accordingly.

Page 15, line 12, strike "LONGITUDINAL";

line 15, strike "LONGITUDINAL";

line 17, strike "LONGITUDINAL";

line 18, strike "EDUCATION." and substitute "EDUCATION AND THE STATE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT." and, strike "THE STATEWIDE";

strike lines 19 through 27.

Page 16, strike line 1;

line 5, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,";

line 8, strike "STATE";

line 9, strike "DEPARTMENT, ADVISORY BOARD, AND THE".

Page 20, line 7, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,";

strike lines 16 through 24 and substitute the following:

"(a) AN AGGREGATE EVALUATION OF LOCAL EVALUATION PLAN DATA AS INTEGRATED AND ANALYZED BY THE STATE DEPARTMENT IN COLLABORATION WITH THE PLANNING TEAM, INCLUDING AN EVALUATION OF THE OVERALL PROGRESS OF CHILD AND PARENT OUTCOMES, PROGRAM PERFORMANCE, AND COUNCIL PROCESS AND EFFECTIVENESS;"

Reletter succeeding paragraphs accordingly.

Page 20, line 27, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,".

Page 21, line 19, strike "2007," and substitute "2008,";

line 21, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,";

line 23, strike "ADVISORY BOARD" and substitute "PLANNING TEAM".

Page 22, line 2, strike "2006," and substitute "2007,";

line 3, strike "ADVISORY BOARD," and substitute "PLANNING TEAM,";

line 7, strike "2007," and substitute "2008,".

Page 23, strike lines 15 through 23.

Renumber succeeding sections accordingly.

Page 24, line 23, after the period, add the following:

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"COUNTIES SO PARTNERING ARE FURTHER ENCOURAGED TO EXPEND LOCAL FUNDS TO PROMOTE THE OBJECTIVES OF THIS ARTICLE AND IMPROVE THE DELIVERY OF EARLY CHILDHOOD SERVICES, INCLUDING THE CONTINUATION OF THOSE FUNDING SOURCES DEVELOPED TO SUPPORT PILOT SITE AGENCY ACTIVITIES."

Page 25, strike line 2;

line 3, strike "seventy-three dollars (\$2,369,373)," and substitute "sum of seven hundred thousand dollars (\$700,000),".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB06-1013** be postponed indefinitely.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB06-1395** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 7, strike lines 11 and 12.

Renumber succeeding subparagraphs accordingly.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB06-028 and 100.

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 May 3 was laid over until Thursday, May 4, retaining its place on the calendar.

- Special Orders -- Second Reading of Bills: SCR06-008.
- Consideration of Resolutions: SJR06-029, SJR06-022, HJR06-1016, SR06-010, SJR06-033, SJR06-036, SJR06-040, SJR06-043, SJR06-045, SJR06-049, SR06-012, HJR06-1023, SJR06-051, SJR06-052, HJR06-1024, HJR06-1025, HJR06-1034, HJR06-1035.
- Consideration of Memorials: SJM06-001, HJM06-1002, SJM06-004.
- Consideration of House Amendments to Senate Bills: SB06-014, SB06-045, SB06-208, SB06-110, SB06-213, SB06-206, SB06-069, SB06-218, SB06-148, SB06-149.
- Consideration of House Adherence: HB06-1159.
- Consideration of Governor's Appointments:
 - Members of the Read-To-Achieve Board.
 - Members of the Financial Services Board.
 - Members of the Colorado Banking Board.
 - Member of the Board of Trustees for Western State College of Colorado.
 - Executive Director of the Colorado Commission on Higher Education.
 - Member of the Colorado State Fair Authority Board of Commissioners.
 - Member of the CoverColorado Board of Directors.
 - Members of the Examining Board of Plumbers.
 - Members of the Colorado Tourism Office Board of Directors.
 - Members of the Colorado Limited Gaming Control Commission.
 - State Board of Equalization.
 - Member of the State Board of Stock Inspection Commissioners.
 - Members of the State Board of Nursing.
 - Members of the Air Quality Control Commission.
 - Members of the Colorado Children's Trust Fund Board.
 - Member of the Board of Trustees for Western State College of Colorado.
 - Member of the Colorado School of Mines, Board of Trustees.
 - Members of the Charter School Institute Board.
 - Members of the Board of Trustees for the University of Northern Colorado.

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Members of the State Electrical Board.
Executive Director of the Department of Labor and Employment.
Board of Directors of Denver Metropolitan Major League Stadium District.
Conference Committees to Report: HB06-1121, HB06-1169, SB06-047.

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On motion of Senator Gordon, the Senate adjourned until 9:00 a.m., Thursday, May 4, 2006.

Approved:

Joan Fitz-Gerald
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate