OFFICIAL BALLOT FOR LA PLATA COUNTY

GENERAL ELECTION

TUESDAY, NOVEMBER 7, 2006

Linda J. Daley

Linda Daley, Clerk and Recorder
La Plata County, Colorado

INSTRUCTIONS TO VOTERS: To vote for the candidate of your choice, completely fill in the oval to the LEFT of the candidate's name. If you tear, deface, or wrongly mark this ballot, return it and receive a replacement.

VOTE LIKE THIS: ●

FEDERAL OFFICES

Representative to the 110th United States Congress - District 3
(Vote for One)

- ◯ Scott Tipton — REP
- ◯ John Salazar — DEM
- ◯ Bert L Sargent — LIB
  Signed declaration to limit service to 3 terms.
- ◯ _____ Write-in

STATE OF COLORADO

Governor/Lieutenant Governor
(Vote for One Pair)

- ◯ Bob Beauprez / Janet Rowland — REP
- ◯ Bill Ritter, Jr / Barbara O'Brien — DEM
- ◯ Clyde J Harkins / Tracy Davison — ACP
- ◯ Dawn Winkler-Kinateder / Richard Randall — LIB
- ◯ Paul Noel Fiorino / Heather Anne McKibbin — UNA
- ◯ _____ Write-in

Secretary of State
(Vote for One)

- ◯ Ken Gordon — DEM
- ◯ Mike Coffman — REP

State Treasurer
(Vote for One)

- ◯ Mark Hillman — REP
- ◯ Cary Kennedy — DEM

Attorney General
(Vote for One)

- ◯ Fern O'Brien — DEM
- ◯ John Suthers — REP
- ◯ Dwight K Harding — LIB

Regent of the University of Colorado At-Large
(Vote for One)

- ◯ Stephen C Ludwig — DEM
- ◯ Brian Davidson — REP
- ◯ Daniel "Jeffersonian" Ong — LIB
- ◯ Douglas "Dayhorse" Campbell — ACP
- ◯ Marcus C McCarty — UNA

Regent of the University of Colorado Congressional District 3
(Vote for One)

- ◯ Susan A Hakanson — DEM
- ◯ Tilman "Tillie" Bishop — REP

State Senate District 6
(Vote for One)

- ◯ James Isgar — DEM
- ◯ Ron Tate — REP

State Representative District 59
(Vote for One)

- ◯ Ellen Roberts — REP
- ◯ Joe Colgan — DEM
- ◯ _____ Write-in

COUNTY OFFICES

La Plata County Commissioner District 1
(Vote for One)

- ◯ Joelle Riddle — DEM
- ◯ Sheryl Ayers — REP
- ◯ Padraig Lynch — ACP

La Plata County Clerk & Recorder
(Vote for One)

- ◯ Jean Walter — DEM
- ◯ Linda Daley — REP

La Plata County Treasurer
(Vote for One)

- ◯ Edward J Murray — REP

La Plata County Assessor
(Vote for One)

- ◯ Craig Larson — DEM

La Plata County Sheriff
(Vote for One)

- ◯ Duke Schirard — REP

La Plata County Surveyor
(Vote for One)

- ◯ _____ Write-in

La Plata County Coroner
(Vote for One)

- ◯ Carol J Huser — REP

COURT OF APPEALS
(Vote Yes or No)

Shall Judge Russell E Carparelli of the Colorado Court of Appeals be retained in office?
◯ YES ◯ NO

Shall Judge Janice B Davidson of the Colorado Court of Appeals be retained in office?
◯ YES ◯ NO

Shall Judge Alan M Loeb of the Colorado Court of Appeals be retained in office?
◯ YES ◯ NO

Shall Judge Jose D L Marquez of the Colorado Court of Appeals be retained in office?
◯ YES ◯ NO

Shall Judge Robert M Russel of the Colorado Court of Appeals be retained in office?
◯ YES ◯ NO

COUNTY JUDGE
(Vote Yes or No)

Shall Judge Martha Tinsley Minot of the La Plata County Court be retained in office?
◯ YES ◯ NO

"Ballot issues referred by the general assembly or any political subdivision are listed by letter, and ballot issues initiated by the people are listed numerically. A 'yes' vote on any ballot issue is a vote in favor of changing current law or existing circumstances, and a 'no' vote on any ballot issue is a vote against changing current law or existing circumstances."

STATE OF COLORADO

Amendment 38

Shall there be an amendment to the Colorado constitution concerning initiative and referendum petitions, and, in connection therewith, changing petition rights and procedures; allowing petitions to be submitted at all levels of Colorado government; limiting initiative ballot titles to 75 words; changing single-subject requirements and procedures; limiting the annual number of new laws that govenments may exclude from possible referendum petitions; establishing standards for review of filed petitions; specifying that petitions may be voted on at any November election; limiting the use of government resources to discuss a petition; requiring voter approval for future petition laws and rules and for changes to certain voter-approved petitions; and authorizing measures to enforce the amendment?

◯ YES ◯ NO

Amendment 39

Shall there be an amendment to the Colorado constitution concerning a requirement that in each state fiscal year a school district spend at least 65% of its operational expenditures on classroom instruction, with limited exceptions?

◯ YES ◯ NO

Amendment 40

Shall there be an amendment to the Colorado constitution concerning term limits for appellate court judges, and, in connection therewith, reducing the terms of office for justices of the supreme court and judges of the court of appeals to four years, requiring appellate judges serving as of January 1, 2007, to stand for retention at the next general election, if eligible for another term, prohibiting an appellate judge from serving more than three terms, specifying that a provisional term constitutes a full term, and making any appellate judge who has served ten or more years at one court level ineligible for another term at that level?

◯ YES ◯ NO

Amendment 41

Shall there be an amendment to the Colorado constitution concerning standards of conduct by persons who are professionally involved with governmental activities, and, in connection therewith, prohibiting a public officer, member of the general assembly, local government official, or government employee from soliciting or accepting certain monetary or in-kind gifts; prohibiting a professional lobbyist from giving anything of value to a public officer, member of the general assembly, local government official, government employee, or such person's immediate family member; prohibiting a statewide elected officeholder or member of the general assembly from personally representing another person or entity for compensation before any other such officeholder or member for a period of two years following departure from office; establishing penalties for a breach of public trust or inducement of such a breach; creating a five-member independent ethics commission to hear ethics complaints, to assess penalties, and to issue advisory opinions on ethics issues; and specifying that the measure shall not apply to home rule jurisdictions that have adopted laws concerning matters covered by the measure?

◯ YES ◯ NO

Vote Both Sides of Ballot

Amendment 42
Shall there be an amendment to the Colorado constitution concerning the state minimum wage, and, in connection therewith, increasing Colorado's minimum wage to $6.85 per hour, adjusted annually for inflation, and providing that no more than $3.02 per hour in tip income may be used to offset the minimum wage of employees who regularly receive tips?

◯ YES ◯ NO

Amendment 43
Shall there be an amendment to the Colorado constitution, concerning marriage, and, in connection therewith, specifying that only a union of one man and one woman shall be valid or recognized as a marriage in Colorado?

◯ YES ◯ NO

Amendment 44
Shall there be an amendment to section 18-18-406 (1) of the Colorado revised statutes making legal the possession of one ounce or less of marihuana for any person twenty-one years of age or older?

◯ YES ◯ NO

Referendum E
AN AMENDMENT TO SECTION 3.5 OF ARTICLE X OF THE CONSTITUTION OF THE STATE OF COLORADO, CONCERNING THE EXTENSION OF THE EXISTING PROPERTY TAX EXEMPTION FOR QUALIFYING SENIORS TO ANY UNITED STATES MILITARY VETERAN WHO IS ONE HUNDRED PERCENT PERMANENTLY DISABLED DUE TO A SERVICE-CONNECTED DISABILITY.

◯ YES ◯ NO

Referendum F
An amendment to section 2 of article XXI of the constitution of the state of Colorado, concerning elections to recall state elected officials, and, in connection therewith, providing for the deadlines regarding recall petitions and hearings to be set in statute rather than in the constitution and stating that a recall election shall be held as part of a general election if a general election will be held between fifty and ninety days after the time for filing a protest has passed and all protests have been finally decided.

◯ YES ◯ NO

Referendum G
Amendments to articles XVII, XX, and XXIV of the constitution of the state of Colorado, concerning the elimination of obsolete provisions of the state constitution.

◯ YES ◯ NO

Referendum H
SHALL STATE TAXES BE INCREASED ONE HUNDRED FIFTY THOUSAND DOLLARS ANNUALLY BY AN AMENDMENT TO THE COLORADO REVISED STATUTES THAT ELIMINATES A STATE INCOME TAX BENEFIT FOR A BUSINESS THAT PAYS AN UNAUTHORIZED ALIEN TO PERFORM LABOR SERVICES, AND, IN CONNECTION THEREWITH, PROHIBITS CERTAIN WAGES OR REMUNERATION PAID TO AN UNAUTHORIZED ALIEN FOR LABOR SERVICES FROM BEING CLAIMED AS A DEDUCTIBLE BUSINESS EXPENSE FOR STATE INCOME TAX PURPOSES IF, AT THE TIME THE BUSINESS HIRED THE UNAUTHORIZED ALIEN, THE BUSINESS KNEW OF THE UNAUTHORIZED STATUS OF THE ALIEN UNLESS SPECIFIED EXCEPTIONS APPLY AND, TO THE EXTENT SUCH A PAYMENT WAS CLAIMED AS A DEDUCTION IN DETERMINING THE BUSINESS' FEDERAL INCOME TAX LIABILITY, REQUIRES AN AMOUNT EQUAL TO THE PROHIBITED DEDUCTION TO BE ADDED TO THE BUSINESS' FEDERAL TAXABLE INCOME FOR THE PURPOSE OF DETERMINING STATE INCOME TAX LIABILITY?

◯ YES ◯ NO

Referendum I
Shall there be an amendment to the Colorado Revised Statutes to authorize domestic partnerships, and, in connection therewith, enacting the "Colorado Domestic Partnership Benefits And Responsibilities Act" to extend to same-sex couples in a domestic partnership the benefits, protections, and responsibilities that are granted by Colorado law to spouses, providing the conditions under which a license for a domestic partnership may be issued and the criteria under which a domestic partnership may be dissolved, making provisions for implementation of the act, and providing that a domestic partnership is not a marriage, which consists of the union of one man and one woman?

◯ YES ◯ NO

Referendum J
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?

◯ YES ◯ NO

Referendum K
Shall the Colorado state attorney general initiate or join other states in a lawsuit against the United States attorney general to demand the enforcement of all existing federal immigration laws by the federal government?

◯ YES ◯ NO

DURANGO FIRE PROTECTION DISTRICT

DURANGO FIRE PROTECTION DISTRICT, BALLOT QUESTION 4A, ORGANIZATION OF THE DISTRICT:
FOR the organization of the Durango Fire Protection District.
AGAINST the organization of the Durango Fire Protection District.

◯ FOR ◯ AGAINST

BALLOT QUESTION 4B, BOARD OF DIRECTORS:
Vote for not more than **THREE (3)** persons to serve, until the first regular election in 2008, as Directors for the Board of Directors of the Durango Fire Protection District.

◯ Bill Meiers
◯ James Barrett
◯ William J Warren
◯ Ann W Simonson

Vote for not more than **FOUR (4)** persons to serve, until the second regular election in 2010, as Directors for the Board of Directors of the Durango Fire Protection District.

◯ Kenneth Nash
◯ Jeff Mannix
◯ Phil Bryson
◯ Greg Drover
◯ John Wolgamott
◯ Emil Wanatka

DURANGO FIRE PROTECTION DISTRICT BALLOT ISSUE 4C, FUNDING:

SHALL THE DURANGO FIRE PROTECTION DISTRICT TAXES BE INCREASED $8,010,000 ANNUALLY, OR BY SUCH AMOUNT AS MAY BE RAISED BY THE IMPOSITION OF AN AD VALOREM PROPERTY TAX RATE OF UP TO 6.323 MILLS TO PROVIDE GENERAL OPERATIONS AND CAPITAL FOR, FIRE, RESCUE, AND EMERGENCY MEDICAL SERVICES, COMMENCING JANUARY 1, 2008, AND CONTINUING THEREAFTER; AND, SHALL THE DISTRICT BE AUTHORIZED TO COLLECT, RETAIN AND SPEND ALL TAX REVENUE COLLECTED FROM SUCH TOTAL PROPERTY TAX RATE, AND ALL OTHER REVENUE RECEIVED FROM ANY SOURCE, COMMENCING JANUARY 1, 2007, AND CONTINUING THEREAFTER, AS A VOTER-APPROVED REVENUE CHANGE AND EXCEPTION TO THE LIMITS WHICH WOULD OTHERWISE APPLY UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION OR ANY OTHER LAW, AND AS A PERMANENT WAIVER OF THE 5.5% LIMITATION UNDER SECTION 29-1-301, COLORADO REVISED STATUTES?

◯ YES ◯ NO

Amendment 42
Shall there be an amendment to the Colorado constitution concerning the state minimum wage, and, in connection therewith, increasing Colorado's minimum wage to $6.85 per hour, adjusted annually for inflation, and providing that no more than $3.02 per hour in tip income may be used to offset the minimum wage of employees who regularly receive tips?

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◯ YES ◯ NO

CITY OF DURANGO - Referred Measure 2A

A QUESTION TO APPROVE AN INCREASE IN THE CITY DEBT (WITHOUT INCREASING TAXES) TO FINANCE THE ACQUISITION, CONSTRUCTION, INSTALLATION, COMPLETION AND EQUIPPING OF A NEW LIBRARY FACILITY.

SHALL CITY OF DURANGO DEBT BE INCREASED $15,890,000 WITH A MAXIMUM REPAYMENT COST OF $26,305,900 WITHOUT IMPOSING ANY NEW TAXES OR TAX RATE INCREASES, FOR THE PURPOSE OF ACQUIRING A SITE FOR A NEW LIBRARY FACILITY, CONSTRUCTING, INSTALLING AND EQUIPPING SUCH LIBRARY FACILITY, INCLUDING WITHOUT LIMITATION COSTS ASSOCIATED WITH SITE IMPROVEMENTS, SUBJECT TO THE FOLLOWING:

THE CITY MAY PLEDGE TO THE PAYMENT OF THE DEBT FIFTY PERCENT OF THE ONE-HALF OF ONE PERCENT SALES AND USE TAX APPROVED BY THE VOTERS OF THE CITY ON APRIL 5, 2005 OR ANY OTHER LEGALLY AVAILABLE REVENUES OF THE CITY, AS DETERMINED BY THE CITY COUNCIL;

THE DEBT MAY BE SOLD IN ONE SERIES OR MORE, FOR A PRICE ABOVE OR BELOW THE PRINCIPAL AMOUNT OF SUCH SERIES, ON TERMS AND CONDITIONS, AND WITH SUCH MATURITIES AS PERMITTED BY LAW AND AS THE CITY MAY DETERMINE, INCLUDING PROVISIONS FOR REDEMPTION PRIOR TO MATURITY WITH OR WITHOUT PAYMENT OF PREMIUM OF NOT TO EXCEED THREE PERCENT;

THE CITY IS AUTHORIZED TO ISSUE DEBT TO REFUND THE DEBT AUTHORIZED IN THIS QUESTION, PROVIDED THAT SUCH REFUNDING DEBT, ALONG WITH ANY OTHER DEBT INCURRED BY THE CITY PURSUANT TO THIS AUTHORIZATION, IS ISSUED ON TERMS WHICH DO NOT EXCEED THE PRINCIPAL AMOUNT AND TOTAL REPAYMENT COSTS AUTHORIZED IN THIS QUESTION; AND

THE EARNINGS FROM THE INVESTMENT OF SUCH BOND PROCEEDS MAY BE COLLECTED, RETAINED AND SPENT AS A VOTER APPROVED REVENUE CHANGE UNDER ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION AND ANY OTHER REVENUE LIMITATIONS CONTAINED IN THE LAWS OF THE STATE?

◯ YES ◯ NO

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