

SB179\_L.002

## SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee\_\_\_\_\_  
DateCommittee on Health and Human Services.

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

SB09-179 be amended as follows:

- 1 Amend printed bill, page 10, line 6, strike "Any" and substitute  
 2 "(1) EXCEPT AS PROVIDED IN SUBSECTION (2) OF THIS SECTION, any";
- 3 after line 16, insert the following:
- 4           "(2) IF THE PERSON WHO COMMITS A VIOLATION OF THIS PART 4 OR  
 5 A LAWFUL RULE OF THE STATE BOARD OR WHO FAILS OR REFUSES TO OBEY  
 6 A LAWFUL ORDER OF A HEALTH OFFICER IS A LICENSED OR CERTIFIED  
 7 HEALTH CARE PROFESSIONAL, THE HEALTH OFFICER MAY BRING AN ACTION  
 8 IN THE DISTRICT COURT OF THE JUDICIAL DISTRICT IN WHICH THE  
 9 VIOLATION OR FAILURE OR REFUSAL OCCURS TO SEEK A CIVIL PENALTY OF  
 10 NOT MORE THAN THREE HUNDRED DOLLARS PER VIOLATION, FAILURE, OR  
 11 REFUSAL. A PERSON SUBJECT TO THE PENALTIES SPECIFIED IN THIS  
 12 SUBSECTION (2) SHALL NOT BE SUBJECT TO THE PENALTIES DESCRIBED IN  
 13 SUBSECTION (1) OF THIS SECTION."

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