

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

Eighty-third Legislative Day

Monday, March 29, 2004

1 Prayer by the Reverend Brad Meuli, Denver Rescue Mission.

2

3 The Speaker called the House to order at 10:00 a.m.

4

5 Pledge of Allegiance led by Representative Vigil.

6

7 The roll was called with the following result:

8

9 Present--63.

10 Excused--Representatives Hefley, Rhodes--2.

11 Present after roll call--Representative Rhodes.

12

13 The Speaker declared a quorum present.

14

15

16 On motion of Representative Welker, the reading of the journal of March
17 26, 2004, was declared dispensed with and approved as corrected by the
18 Chief Clerk.

19

20

21

22

PRINTING REPORT

23

24 The Chief Clerk reports the following bills have been correctly printed:
25 **HB04-1412, 1413, 1414, 1415, 1416, 1417, 1418, 1419, 1420, 1421,**
26 **1422, 1423.**

27

28

29

30

MESSAGES FROM THE SENATE

31

32 Madam Speaker:

33

34 The Senate failed to pass HB04-1078, on Second Reading. The bill is
35 returned herewith.

36

37

38 The President appointed Senators Kester, Chm., Chlouber, and Tupa, as
39 members of the First Conference Committee on SB04-082.

40

41

42

43

INTRODUCTION OF BILLS
First Reading

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

HB04-1412 by Representative(s) Young, Plant, Witwer; also Senator(s) Owen, Reeves, Teck--Concerning transfers of money related to capital construction.

Committee on Appropriations

HB04-1413 by Representative(s) Plant, Witwer, Young; also Senator(s) Teck, Owen, Reeves--Concerning the surcharge collected on documents received by a county clerk and recorder that is used for the purpose of defraying the costs of providing electronic filing capabilities.

Committee on Appropriations

HB04-1414 by Representative(s) Witwer, Plant, Young; also Senator(s) Reeves, Owen, Teck--Concerning the distribution of the excess of the amount set aside from federal revenues earned by the state pursuant to Title IV-E of the federal "Social Security Act", as amended, and making an appropriation therefor.

Committee on Appropriations

HB04-1415 by Representative(s) Young, Plant, Witwer; also Senator(s) Reeves, Owen, Teck--Concerning changes to reimbursements of nursing facilities, and, in connection therewith, repealing the nursing facility provider fee and quality of care grant program and making an appropriation.

Committee on Appropriations

HB04-1416 by Representative(s) Witwer, Plant, Young; also Senator(s) Owen, Reeves, Teck--Concerning the elimination of the requirement to use general fund moneys for the breast and cervical cancer prevention and treatment program in state fiscal year 2004-05, and making an appropriation therefor.

Committee on Appropriations

HB04-1417 by Representative(s) Witwer, Plant, Young; also Senator(s) Reeves, Owen, Teck--Concerning the transfer of moneys in the Colorado heritage communities fund to the general fund.

Committee on Appropriations

HB04-1418 by Representative(s) Plant, Witwer, Young; also Senator(s) Teck, Owen, Reeves--Concerning the quarterly payment of specified assistance grants to individuals for certain programs administered by the executive director of the department of revenue.

Committee on Appropriations

- 1 **HB04-1419** by Representative(s) Witwer, Plant, Young; also
2 Senator(s) Teck, Owen, Reeves--Concerning a
3 requirement that private prison contractors reimburse the
4 state only for monitoring costs associated with monitoring
5 out-of-state inmates with a corresponding reduction in the
6 private prison reimbursement rate from \$50.37 per inmate
7 per day to \$49.56 per inmate per day, and making an
8 appropriation in connection therewith.
9 Committee on Appropriations
10
- 11 **HB04-1420** by Representative(s) Young, Plant, Witwer; also
12 Senator(s) Owen, Reeves, Teck--Concerning the fiscal
13 policy of the state for the 2003-04 state fiscal year in
14 relation to the statutorily required general fund reserve.
15 Committee on Appropriations
16
- 17 **HB04-1421** by Representative(s) Witwer, Plant, Young; also
18 Senator(s) Teck, Owen, Reeves--Concerning the allocation
19 of tobacco settlement moneys received by the state.
20 Committee on Appropriations
21
- 22 **HB04-1422** by Representative(s) Young, Witwer, Plant; also
23 Senator(s) Owen, Teck, Reeves--Concerning the provision
24 for payment of the expenses of the executive, legislative,
25 and judicial departments of the state of Colorado, and of
26 its agencies and institutions, for and during the fiscal year
27 beginning July 1, 2004, except as otherwise noted.
28 Committee on Appropriations
29
- 30 **HB04-1423** by Representative(s) Witwer, Plant, Young; also
31 Senator(s) Teck, Owen, Reeves--Concerning the indirect
32 costs of programs administered by the state of Colorado,
33 which are funded by moneys other than state general fund
34 moneys appropriated by the general assembly.
35 Committee on Appropriations
36
- 37 **SB04-177** by Senator(s) Gordon, Arnold, Cairns, Chlouber, Dyer,
38 Entz, Evans, Fitz-Gerald, Groff, Grossman, Hanna,
39 Hillman, Isgar, Johnson S., Jones, Keller, Kester, Phillips,
40 Sandoval, Takis, Tapia, Taylor, Veiga, Windels; also
41 Representative(s) Hefley, Stafford, Pommer, Borodkin,
42 Briggs, Carroll, Coleman, Decker, Frangas, Hodge, Jahn,
43 Judd, Madden, Marshall, McCluskey, McFadyen,
44 McGihon, Miller, Rippy, Romanoff, Rose, Salazar,
45 Stengel, Welker, Tochtrop, Weissmann, White, Williams
46 S.--Concerning home- and community-based services
47 under the state's medicaid program for children with
48 autism.
49 Committee on Judiciary
50 Committee on Appropriations
51
- 52
- 53 **SB04-198** by Senator(s) Taylor, Anderson, Takis, Tupa; also
54 Representative(s) Coleman, Rhodes, Vigil, Williams T.--
55 Concerning the transfer of the responsibility of
56 administering the state contribution to assist in providing

1 certain benefits for volunteer firefighters from the fire and
 2 police pension association to the department of local
 3 affairs.
 4 Committee on Finance

8 INTRODUCTION OF RESOLUTION

9
 10 The following resolution was read by title and laid over one day under the
 11 rules:

12
 13 **HJR04-1045** by Representative(s) Wiens, Berry, Smith; also Senator(s)
 14 Teck--Concerning the designation of March 29, 2004, as
 15 Salute Our Troops - Remembrance Day.

19 APPOINTMENTS TO CONFERENCE COMMITTEE

20
 21 The Speaker appointed House conferees to the First Conference
 22 Committees as follows:

23
 24 **SB04-082**--Representatives Williams T., Chairman, Larson and Paccione

28 THIRD READING OF BILLS--FINAL PASSAGE

29
 30 The following bills were considered on Third Reading. The titles were
 31 publicly read. Reading of the bill at length was dispensed with by
 32 unanimous consent.

33
 34 **SB04-193** by Senator(s) Entz; also Representative(s) Salazar--
 35 Concerning the authority of the department of agriculture
 36 to promulgate rules to specify the class of strawberries
 37 allowed for production of nursery stock in the state.

38
 39 Laid over until March 30, retaining place on Calendar.

40
 41 **SB04-115** by Senator(s) Dyer; also Representative(s) Mitchell--
 42 Concerning a limitation on the recovery of noneconomic
 43 damages in breach of contract claims.

44
 45 The question being "Shall the bill pass?".
 46 A roll call vote was taken. As shown by the following recorded vote, a
 47 majority of those elected to the House voted in the affirmative and the bill
 48 was declared **passed**.

49

50	YES	36	NO	27	EXCUSED	02	ABSENT	00
51	Berry	Y	Garcia	N	McCluskey	Y	Sinclair	Y
52	Borodkin	N	Hall	Y	McFadyen	N	Smith	Y
53	Boyd	N	Harvey	Y	McGihon	N	Spence	Y
54	Briggs	Y	Hefley	E	Merrifield	N	Stafford	Y
55	Brophy	Y	Hodge	N	Miller	Y	Stengel	Y
56	Butcher	N	Hoppe	Y	Mitchell	Y	Tochtrop	N

1	Cadman	Y	Jahn	N	Paccione	N	Vigil	N
2	Carroll	N	Johnson	Y	Plant	N	Weddig	N
3	Cerbo	N	Judd	N	Pommer	N	Weissmann	N
4	Clapp	Y	King	Y	Ragsdale	N	Welker	Y
5	Cloer	Y	Larson	Y	Rhodes	E	White	Y
6	Coleman	N	Lee	Y	Rippy	Y	Wiens	Y
7	Crane	Y	Lundberg	Y	Romanoff	N	Williams S.	N
8	Decker	Y	Madden	N	Rose	Y	Williams T.	Y
9	Fairbank	Y	Marshall	N	Salazar	N	Witwer	Y
10	Frangas	N	May	Y	Schultheis	Y	Young	Y
11							Speaker	Y

12 Co-sponsors added: Representatives Brophy, Cloer, Crane, Hall, Harvey,
13 Hoppe, King, Miller, Rose, Schultheis, Spence, Stafford, Welker, Williams T.,
14 Speaker.

15
16 **SB04-093** by Senator(s) Chlouber; also Representative(s) Fairbank--
17 Concerning creation of the "Responsible Alcohol
18 Beverage Vendor Act".
19

20 The question being "Shall the bill pass?".

21 A roll call vote was taken. As shown by the following recorded vote, a
22 majority of those elected to the House voted in the affirmative and the bill
23 was declared passed.
24

25	YES	62	NO	00	EXCUSED	03	ABSENT	00
26	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
27	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
28	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
29	Briggs	Y	Hefley	E	Merrifield	Y	Stafford	Y
30	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
31	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
32	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
33	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
34	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	E
35	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
36	Cloer	Y	Larson	Y	Rhodes	E	White	Y
37	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
38	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
39	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
40	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
41	Frangas	Y	May	Y	Schultheis	Y	Young	Y
42							Speaker	Y

43 Representative Weissmann excused from voting under House Rule 21(c).

44 Co-sponsors added: Representatives Frangas, Hoppe, Speaker.
45
46

47 **SB04-125** by Senator(s) Kester; also Representative(s) Mitchell--
48 Concerning the prompt payment of auto insurance
49 benefits.
50

51 The question being "Shall the bill pass?".

52 A roll call vote was taken. As shown by the following recorded vote, a
53 majority of those elected to the House voted in the affirmative and the bill
54 was declared **passed**.
55

	YES	63	NO	00	EXCUSED	02	ABSENT	00
1								
2	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
3	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
4	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
5	Briggs	Y	Hefley	E	Merrifield	Y	Stafford	Y
6	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
7	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
8	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
9	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
10	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
11	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
12	Cloer	Y	Larson	Y	Rhodes	E	White	Y
13	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
14	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
15	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
16	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
17	Frangas	Y	May	Y	Schultheis	Y	Young	Y
18							Speaker	Y

19 Co-sponsors added: Representatives Carroll, Cloer, Coleman, Frangas, Madden,
20 Merrifield, Paccione, Rose, Weddig, Williams S.

21 22 23 RECALL OF SB04-013

24
25 Representative Hoppe moved for recall of **SB04-013** for purpose of
26 reconsideration. The motion passed by unanimous consent. The bill was
27 ordered recalled.

28 29 30 RECONSIDERATION OF SB04-013

31
32 **SB04-013** by Senator(s) Entz, Dyer, Isgar, Tapia, Taylor; also
33 Representative(s) Hoppe, Miller, Rippy, Salazar, White--
34 Concerning senate confirmation of membership of certain
35 boards involved with water resources.

36
37 Representative Hoppe moved to suspend Rule 35(a) for reconsideration of
38 the last House action (Third Reading, March 2, page 708) on **SB04-013**.
39 The motion was declared **passed** by unanimous consent.

40
41 Representative Hoppe moved for reconsideration of repassage on Third
42 Reading of **SB04-013**. As shown by the following recorded vote, a two
43 thirds majority of those elected voted in the affirmative the motion was
44 declared **passed**:

	YES	63	NO	00	EXCUSED	02	ABSENT	00
46								
47	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
48	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
49	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
50	Briggs	Y	Hefley	E	Merrifield	Y	Stafford	Y
51	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
52	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
53	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
54	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
55	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
56	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y

1	Cloer	Y	Larson	Y	Rhodes	E	White	Y
2	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
3	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
4	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
5	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
6	Frangas	Y	May	Y	Schultheis	Y	Young	Y
7							Speaker	Y

8
9 As shown by the following roll call vote, a majority of all members
10 elected to the House voted in the affirmative, and Representative Hoppe
11 was given permission to offer a Third Reading amendment:
12

13	YES	63	NO	00	EXCUSED	02	ABSENT	00
14	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
15	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
16	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
17	Briggs	Y	Hefley	E	Merrifield	Y	Stafford	Y
18	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
19	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
20	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
21	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
22	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
23	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
24	Cloer	Y	Larson	Y	Rhodes	E	White	Y
25	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
26	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
27	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
28	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
29	Frangas	Y	May	Y	Schultheis	Y	Young	Y
30							Speaker	Y

31
32 **Third Reading amendment No. 1**, by Representative Hoppe.

33
34 Amend rerevised bill, page 2, line 11, strike "BY AND";

35
36 line 16, strike "APPOINTED," and substitute "APPOINTED.";

37
38 line 17, strike "QUALIFIED, AND CONFIRMED.".

39
40 The amendment was declared **passed** by the following roll call vote:
41

42	YES	63	NO	00	EXCUSED	02	ABSENT	00
43	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
44	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
45	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
46	Briggs	Y	Hefley	E	Merrifield	Y	Stafford	Y
47	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
48	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
49	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
50	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
51	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
52	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
53	Cloer	Y	Larson	Y	Rhodes	E	White	Y
54	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
55	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
56	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y

Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	Y	Schultheis	Y	Young Speaker	Y Y

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

YES	63	NO	00	EXCUSED	02	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
Briggs	Y	Hefley	E	Merrifield	Y	Stafford	Y
Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
Cloer	Y	Larson	Y	Rhodes	E	White	Y
Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	Y	Schultheis	Y	Young Speaker	Y

Third Reading amendment No. 2, by Representative Plant.

Amend rerevised bill, page 2, line 20, after "SENATE.", insert "ANY APPOINTMENT MADE WHILE THE SENATE IS NOT IN LEGISLATIVE SESSION SHALL NOT BE A PERMANENT APPOINTMENT UNTIL SUCH CONFIRMATION BY THE SENATE IN THE LEGISLATIVE SESSION IMMEDIATELY FOLLOWING THE APPOINTMENT.".

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

YES	63	NO	00	EXCUSED	02	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
Briggs	Y	Hefley	E	Merrifield	Y	Stafford	Y
Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
Cloer	Y	Larson	Y	Rhodes	E	White	Y
Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	Y	Schultheis	Y	Young	Y
						Speaker	Y

1 The question being, "Shall the bill, as amended, pass?".
 2 A roll call vote was taken. As shown by the following recorded vote, a
 3 majority of those elected to the House voted in the affirmative, and the
 4 bill, as amended, was declared **passed**.

	YES	63	NO	00	EXCUSED	02	ABSENT	00
7	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
8	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
9	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
10	Briggs	Y	Hefley	E	Merrifield	Y	Stafford	Y
11	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
12	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
13	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
14	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
15	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
16	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
17	Cloer	Y	Larson	Y	Rhodes	E	White	Y
18	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
19	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
20	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
21	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
22	Frangas	Y	May	Y	Schultheis	Y	Young	Y
23							Speaker	Y

24 Co-sponsors added: Representatives Carroll, Frangas, Marshall, McFadyen,
 25 Paccione, Ragsdale, Weddig.

29 CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILL

31 **HB04-1369** by Representative(s) King, Spradley; also Senator(s)
 32 Hillman, Andrews--Concerning payment of expenses of
 33 the legislative department, and making appropriations in
 34 connection therewith.

36 (Amended as printed in Senate Journal, March 19, page 578)

38 Representative King moved that the House **concur** in Senate
 39 amendments. The motion was declared **passed** by the following roll call
 40 vote:

	YES	63	NO	00	EXCUSED	02	ABSENT	00
43	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
44	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
45	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
46	Briggs	Y	Hefley	E	Merrifield	Y	Stafford	Y
47	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
48	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
49	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
50	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
51	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
52	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
53	Cloer	Y	Larson	Y	Rhodes	E	White	Y
54	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
55	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
56	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y

1	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
2	Frangas	Y	May	Y	Schultheis	Y	Young	Y
3							Speaker	Y

4
5 The question being, "Shall the bill, as amended, pass?".

6 A roll call vote was taken. As shown by the following recorded vote, a
7 majority of those elected to the House voted in the affirmative, and the
8 bill, as amended, was declared **repassed**.

9								
10	YES	41	NO	22	EXCUSED	02	ABSENT	00
11	Berry	Y	Garcia	N	McCluskey	Y	Sinclair	Y
12	Borodkin	N	Hall	Y	McFadyen	N	Smith	Y
13	Boyd	Y	Harvey	Y	McGihon	N	Spence	Y
14	Briggs	Y	Hefley	E	Merrifield	N	Stafford	Y
15	Brophy	Y	Hodge	N	Miller	Y	Stengel	Y
16	Butcher	N	Hoppe	Y	Mitchell	Y	Tochtrop	N
17	Cadman	Y	Jahn	Y	Paccione	N	Vigil	N
18	Carroll	N	Johnson	Y	Plant	N	Weddig	N
19	Cerbo	N	Judd	Y	Pommer	N	Weissmann	N
20	Clapp	Y	King	Y	Ragsdale	N	Welker	Y
21	Cloer	Y	Larson	Y	Rhodes	E	White	Y
22	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
23	Crane	Y	Lundberg	Y	Romanoff	N	Williams S.	Y
24	Decker	Y	Madden	N	Rose	Y	Williams T.	Y
25	Fairbank	Y	Marshall	N	Salazar	N	Witwer	Y
26	Frangas	N	May	Y	Schultheis	Y	Young	Y
27							Speaker	Y

28
29
30 On motion of Representative King, at 10:55 a.m. **HB04-1279, SB04-105,**
31 **024, 094, HB04-1386, 1404, SB04-045, 188** were added to the Special
32 Orders Calendar on Monday, March 29, 2004.

33
34
35 On motion of Representative Hoppe, the House resolved itself into
36 Committee of the Whole for consideration of Special Orders and she was
37 called to the Chair to act as Chairman.

38 39 40 SPECIAL ORDERS--SECOND READING OF BILLS

41
42 The Committee of the Whole having risen, the Chairman reported the
43 titles of the following bills had been read (reading at length had been
44 dispensed with by unanimous consent), the bills considered and action
45 taken thereon as follows:

46
47 (Amendments to the committee amendment are to the printed committee
48 report which was printed and placed in the members' bill file.)

49
50 **HB04-1279** by Representative(s) Stafford, Rose; also Senator(s)
51 Hillman, Kester--Concerning liability regarding the
52 behavior of dogs.

53
54 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,
55 dated February 18, 2004, and placed in member's bill file; Report also
56 printed in House Journal, February 19, pages 527-530.

1 Amendment No. 2, Appropriations Report, dated March 5, 2004, and
2 placed in member's bill file; Report also printed in House Journal, March
3 8, pages 775-776.

4
5 Amendment No. 3, by Representative Stafford.

6
7 Amend the Agriculture, Livestock, & Natural Resources Committee
8 Report dated February 18, 2004, page 4, after line 3, insert the following:

9
10 "SECTION 2. 18-9-202, Colorado Revised Statutes, is amended
11 BY THE ADDITION OF A NEW SUBSECTION to read:

12
13 **18-9-202. Cruelty to animals - aggravated cruelty to animals**
14 **- neglect of animals - offenses - repeal.** (2.5) IT SHALL BE AN
15 AFFIRMATIVE DEFENSE TO A CHARGE BROUGHT UNDER THIS SECTION
16 INVOLVING INJURY OR DEATH TO A DOG THAT THE DOG WAS FOUND
17 RUNNING, WORRYING, OR INJURING SHEEP, CATTLE, OR OTHER
18 LIVESTOCK."

19
20 Renumber succeeding sections accordingly.

21
22 Amendment No. 4, by Representative Madden, Harvey.

23
24 Amend the Agriculture, Livestock, and Natural Resources Committee
25 Report, dated February 18, 2004, page 2, line 7, strike "PROPERTY AS"
26 and substitute "PROPERTY,";

27
28 strike line 8 and substitute the following:

29
30 "SHALL BE ENTITLED TO";

31
32 line 9, after "RECOVER", insert "ECONOMIC".

33
34 As amended, ordered engrossed and placed on the Calendar for Third
35 Reading and Final Passage.

36
37 **SB04-105** by Senator(s) Kester; also Representative(s) Spence--
38 Concerning the regulation of health insurance, and, in
39 connection therewith, adopting certain modifications to
40 health insurance laws recommended by the 2001 sunset
41 report conducted by the department of regulatory agencies.

42
43 Amendment No. 1, Business Affairs & Labor Report, dated March 16,
44 2004, and placed in member's bill file; Report also printed in House
45 Journal, March 18, pages 915-917.

46
47
48 Amendment No. 2, by Representative Spence.

49
50 Amend reengrossed bill, page 21, after line 2, insert the following:

51
52 "SECTION 9. 10-16-201.5 (1) (f), Colorado Revised Statutes, is
53 amended to read:

54
55 **10-16-201.5. Renewability of health benefit plans -**
56 **modification of health benefit plans.** (1) A carrier providing coverage

1 under a health benefit plan shall not discontinue coverage or refuse to
2 renew such plan except for the following reasons:

3
4 (f) With respect to individual health benefit plans, the
5 commissioner finds that the continuation of the coverage would not be in
6 the best interest of the policyholders or certificate holders, the plan is
7 obsolete, or would impair the carrier's ability to meet its contractual
8 obligations. Once the commissioner has made such a finding OR THE
9 CARRIER PROVIDES THE INSURED THE OPTION TO PURCHASE ANY OTHER
10 COMPARABLE HEALTH BENEFIT COVERAGE AS DETERMINED BY THE
11 COMMISSIONER, the carrier shall provide notice to each covered individual
12 provided coverage of this type of such discontinuation at least ninety days
13 prior to the date of discontinuation and shall provide each affected
14 covered individual the opportunity to purchase any other individual health
15 insurance coverage being offered by the carrier. In exercising this option,
16 a carrier shall act uniformly without regard to any health status-related
17 factor of enrolled individuals or individuals who may become eligible for
18 such coverage."

19
20 Renumber succeeding sections accordingly.

21
22 As amended, ordered revised and placed on the Calendar for Third
23 Reading and Final Passage.

24
25
26 **SB04-024** by Senator(s) Teck; also Representative(s) Romanoff--
27 Concerning increased consistency in the regulation of
28 certain professions by the division of registrations in the
29 department of regulatory agencies, and, in connection
30 therewith, enacting uniform statutory provisions governing
31 the issuance of letters of admonition, immunity, renewal
32 and reinstatement of licenses, registrations, or certificates,
33 investigatory subpoenas, and disposition of fines collected.

34
35 Amendment No. 1, Business Affairs & Labor Report, dated March 18,
36 2004, and placed in member's bill file; Report also printed in House
37 Journal, March 19, pages 979-1003.

38
39 Amendment No. 2, by Representative Romanoff.

40
41 Amend the Business Affairs and Labor Committee Report, dated March
42 18, 2004, page 7, strike line 12, and substitute the following:

43
44 PROVIDED IN THIS ARTICLE OR SECTION 24-34-102 (8), C.R.S.

45
46 (2) (a) ~~Every licensee who desires to retain a license shall pay a~~
47 ~~renewal fee on or before the expiration date of such license."~~

48
49 As amended, ordered revised and placed on the Calendar for Third
50 Reading and Final Passage.

51
52
53 **SB04-094** by Senator(s) Hagedorn; also Representative(s) Spradley,
54 Hall--Concerning the implementation of health savings
55 accounts, and, in connection therewith, eliminating
56 medical savings accounts for basic health benefit plans for

1 small employers and converting the tax provisions for
2 medical savings accounts to apply to health savings
3 accounts.
4

5 Amendment No. 1, Business Affairs & Labor Report, dated March 18,
6 2004, and placed in member's bill file; Report also printed in House
7 Journal, March 19, pages 1003-1004.
8

9 Amendment No. 2, by Representative Williams T.
10

11 Amend the Business Affairs and Labor Committee Report, dated March
12 18, 2004, page 1, strike line 12 and substitute the following:
13

14 "Page 7, line 6, before "This" insert "(1)";
15

16 strike lines 7 and 8 and substitute the following:
17

18 "effect July 1, 2004.
19

20 (2) This act shall apply to basic health benefit plans issued or
21 renewed on and after July 1, 2004.
22

23 (3) This act shall apply to health savings accounts established on
24 or after January 1, 2004."."
25

26 Amendment No. 3, by Representative Williams T.
27

28 Amend the Business Affairs and Labor Committee Report, dated March
29 18, 2004, page 1, strike line 5 and substitute the following:
30

31 "Revised Statutes, are amended, and the said 10-16-105 (7.2) is further
32 amended BY THE ADDITION OF A NEW PARAGRAPH, to read:";
33

34 after line 11, insert the following:
35

36 "Page 3 of the reengrossed bill, after line 27, insert the following:
37

38 "(c) A BASIC PLAN THAT IS A HIGH DEDUCTIBLE HEALTH PLAN
39 QUALIFYING FOR A HEALTH SAVINGS ACCOUNT PURSUANT TO 26 U.S.C.
40 SEC. 223 MAY BE IMPLEMENTED BEGINNING JULY1, 2004, AND SHALL BE
41 IMPLEMENTED BY ALL SMALL EMPLOYER CARRIERS NO LATER THAN JULY
42 1, 2005."."
43

44 As amended, ordered revised and placed on the Calendar for Third
45 Reading and Final Passage.
46

47 **HB04-1386** by Representative(s) Stengel, Spradley; also Senator(s)
48 Kester--Concerning physical notice through a salvage
49 brand to potential purchasers that a motor vehicle has been
50 salvaged.
51

52 Amendment No. 1, Transportation & Energy Report, dated March 17,
53 2004, and placed in member's bill file; Report also printed in House
54 Journal, March 18, page 947.
55

1 Amendment No. 2, Finance Report, dated March 24, 2004, and placed in
2 member's bill file; Report also printed in House Journal, March 25, page
3 1047.

4
5 Amendment No. 3, by Representative Stengel.
6 Amend printed bill, page 3, line 3, after "CLASS A", insert
7 "MANUFACTURED".

8
9 As amended, ordered engrossed and placed on the Calendar for Third
10 Reading and Final Passage.

11
12 **SB04-045** by Senator(s) Johnson S.; also Representative(s) Vigil--
13 Concerning a prohibition against toughperson fighting.

14
15 Amendment No. 1, Local Government Report, dated March 24, 2004, and
16 placed in member's bill file; Report also printed in House Journal, March
17 25, page 1055.

18
19 As amended, ordered revised and placed on the Calendar for Third
20 Reading and Final Passage.

21
22 **SB04-188** by Senator(s) Arnold, Grossman, Owen; also
23 Representative(s) Rose--Concerning the surcharge on fines
24 for violation of certain county ordinances that is paid to
25 the Colorado traumatic brain injury trust fund, and, in
26 connection therewith, limiting the imposition of the
27 surcharge to violations of speed limits.

28
29 Amendment No. 1, Transportation & Energy Report, dated March 24,
30 2004, and placed in member's bill file; Report also printed in House
31 Journal, March 25, page 1045.

32
33 As amended, ordered revised and placed on the Calendar for Third
34 Reading and Final Passage.

35
36 On motion of Representative King, the remainder of the Special Orders
37 Calendar (**HB04-1355, 1397, 1404**) was laid over until March 30,
38 retaining place on Calendar.

39
40
41
42 **AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT**

43
44 Representative Larson moved to amend the Report of the Committee of
45 the Whole to show that the following Larson amendment to **HB04-1279**
46 did pass, and that **HB04-1279**, as amended, did pass.

47
48 Amend the Agriculture, Livestock, & Natural Resources Committee
49 Report, dated February 18, 2004, page 4, strike lines 4 and 5 and
50 substitute the following:

51
52 "SECTION 2. 18-9-204.5 (1), (3) (e.5), (3) (f), (3) (g), the
53 introductory portion to 18-9-204.5 (3) (h) (I), and 18-9-204.5 (4) and (5),
54 Colorado Revised Statutes, are amended, and the said 18-9-204.5 is
55 further amended BY THE ADDITION OF A NEW SUBSECTION, to
56 read:";

1 line 6, strike "**Unlawful ownership of dangerous dog.**" and substitute
2 "**Criminal liability of dog owners.**";

3
4 strike line 8 and substitute the following:

5
6 "(a) ~~Dangerous~~ UNMUZZLED, UNLEASHED, OR UNATTENDED dogs
7 THAT CAUSE INJURY OR DEATH TO PERSONS AND DOMESTIC ANIMALS AS A
8 RESULT OF THE CRIMINAL LIABILITY OF THEIR OWNERS are a serious and
9 widespread threat to the";

10
11 after line 12, insert the following:

12
13 "(3) (e.5) The court shall order any owner of a ~~dangerous~~ dog who
14 has been convicted of a violation of this section to confine such
15 ~~dangerous~~ dog in a building or enclosure designed to be escape-proof
16 and, whenever such dog is outside of such building or enclosure, keep the
17 dog under such owner's control by use of a leash. In addition, if the
18 conviction is for a second or subsequent offense, such ~~dangerous~~ dog
19 shall also be muzzled whenever it is outside of the building or enclosure.

20
21 (f) In addition to any other penalty set forth in this subsection (3)
22 AND IN SUBSECTION (3.5) OF THIS SECTION, upon an owner's entry of a
23 guilty plea or the return of a verdict of guilty by a judge or jury or a
24 deferred judgment or deferred prosecution for a violation that results in
25 bodily injury, serious bodily injury, or death to a person, the court,
26 pursuant to applicable provisions of title 16, C.R.S., governing restitution,
27 shall order the defendant to make restitution in accordance with said
28 provisions.

29
30 (g) In addition to the penalties set forth in paragraphs (b) to (e) of
31 this subsection (3) AND IN SUBSECTION (3.5) OF THIS SECTION, upon an
32 owner's entry of a guilty plea or the return of a verdict of guilty by a
33 judge or jury or a deferred judgment or deferred prosecution for a
34 violation that results in serious bodily injury to a person or death to a
35 person or domestic animal, or for a second or subsequent violation of said
36 paragraph (b) or (e) resulting in a conviction or a deferred judgment or a
37 deferred prosecution involving the same dog of the same owner, the court
38 may order that the ~~dangerous~~ dog be immediately confiscated and placed
39 in a public animal shelter and shall order that, upon exhaustion of any
40 right an owner has to appeal a conviction based on a violation of this
41 subsection (3) OR SUBSECTION (3.5) OF THIS SECTION, the owner's
42 ~~dangerous~~ dog be destroyed by lethal injection administered by a licensed
43 veterinarian.

44
45 (h) (I) An affirmative defense to the violation of this subsection
46 (3) AND TO THE VIOLATION OF SUBSECTION (3.5) OF THIS SECTION shall be:

47
48 (3.5) THE OWNER OF A DOG THAT IS NOT A DANGEROUS DOG, BUT
49 THAT INFLECTS SERIOUS BODILY INJURY UPON OR CAUSES THE DEATH OF A
50 PERSON, COMMITS A CLASS 3 MISDEMEANOR. A VIOLATION OF THIS
51 SUBSECTION (3.5) IS A STRICT LIABILITY OFFENSE. THE AFFIRMATIVE
52 DEFENSES SET FORTH IN PARAGRAPH (h) OF SUBSECTION (3) OF THIS
53 SECTION SHALL APPLY TO A VIOLATION OF THIS SUBSECTION (3.5).

54
55 (4) Upon taking an owner into custody for an alleged violation of
56 this section or the issuing of a summons and complaint to the owner,

1 pursuant to the Colorado rules of criminal procedure and part 1 of article
 2 4 of title 16, C.R.S., the owner's ~~dangerous~~ dog shall be taken into
 3 custody and placed in a public animal shelter, at the owner's expense,
 4 pending final disposition of the charge against the owner. In addition, in
 5 the event the court, pursuant to the Colorado rules of criminal procedure
 6 and part 1 of article 4 of title 16, C.R.S., sets bail for an owner's release
 7 from custody pending final disposition, the court shall require, as a
 8 condition of bond, that the owner's ~~dangerous~~ dog be placed at the
 9 owner's expense in a public animal shelter, licensed boarding facility, or
 10 veterinarian's clinic of the owner's choosing, pending final disposition of
 11 the alleged violation of this section. The owner shall be liable for the
 12 total cost of board and care for a dog placed pursuant to this subsection
 13 (4).".

14
 15 The amendment was declared **lost** by the following roll call vote:

YES	25	NO	37	EXCUSED	03	ABSENT	00
Berry	N	Garcia	Y	McCluskey	N	Sinclair	E
Borodkin	Y	Hall	N	McFadyen	Y	Smith	Y
Boyd	N	Harvey	N	McGihon	Y	Spence	N
Briggs	N	Hefley	E	Merrifield	Y	Stafford	N
Brophy	N	Hodge	N	Miller	N	Stengel	N
Butcher	Y	Hoppe	N	Mitchell	E	Tochtrop	N
Cadman	N	Jahn	N	Paccione	N	Vigil	Y
Carroll	Y	Johnson	N	Plant	Y	Weddig	Y
Cerbo	Y	Judd	N	Pommer	Y	Weissmann	Y
Clapp	N	King	N	Ragsdale	Y	Welker	N
Cloer	N	Larson	Y	Rhodes	N	White	N
Coleman	Y	Lee	N	Rippy	N	Wiens	N
Crane	N	Lundberg	N	Romanoff	Y	Williams S.	Y
Decker	Y	Madden	Y	Rose	Y	Williams T.	N
Fairbank	N	Marshall	Y	Salazar	Y	Witwer	N
Frangas	Y	May	N	Schultheis	N	Young	N
						Speaker	N

34
 35
 36 Representative Larson moved to amend the Report of the Committee of
 37 the Whole to show that the following Larson amendment to **SB04-105** did
 38 pass, and that **SB04-105**, as amended, did pass.

39
 40 Amend reengrossed bill, page 4, strike line 22 and substitute the
 41 following:

42
 43 **"SECTION 3.** 10-16-104 (5) (c) and (15), Colorado Revised
 44 Statutes, are".

45
 46 Page 5, after line 13, insert the following:

47
 48 "(15) Notwithstanding any provision to the contrary, a small
 49 employer may purchase health benefit coverage that does not include the
 50 coverage for benefits pursuant to subsections (4), ~~(5)~~, (8), (9), (10), and
 51 (12) of this section through a basic health benefit plan pursuant to section
 52 10-16-105 (7.2) (b) (I).";

53
 54 line 14, after "(7)," insert "(7.2) (b) (I),".

55
 56 Page 7, after line 9, insert the following:

1 "(7.2) The commissioner shall promulgate rules to implement a
 2 basic health benefit plan and a standard health benefit plan to be offered
 3 by each small employer carrier as a condition of transacting business in
 4 this state. The commissioner shall survey small group carriers to
 5 determine the range of health benefit plans available annually. The
 6 commissioner shall implement a basic plan that approximates the lowest
 7 level of coverage offered in small group health benefit plans and shall
 8 implement a standard plan that approximates the average level of
 9 coverage offered in small group health benefit plans. In determining such
 10 levels of coverage, the commissioner shall consider such factors as
 11 coinsurance, copayments, deductibles, out-of-pocket maximums, and
 12 covered benefits. The commissioner shall amend the rules to implement
 13 the basic and standard plans no more frequently than once every two
 14 years. Such rules shall be in conformity with the provisions of article 4
 15 of title 24, C.R.S., and shall incorporate the following:

16
 17 (b) (I) The basic health benefit plan shall reflect a basic health
 18 benefit plan that does not include coverage pursuant to the mandatory
 19 coverage provisions of section 10-16-104 (4), ~~(5)~~, (8), (9), (10), and
 20 (12).".

21
 22 The amendment was declared **lost** by the following roll call vote:

YES	29	NO	33	EXCUSED	03	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	N	Sinclair	E
Borodkin	Y	Hall	N	McFadyen	Y	Smith	N
Boyd	Y	Harvey	N	McGihon	Y	Spence	N
Briggs	N	Hefley	E	Merrifield	Y	Stafford	N
Brophy	N	Hodge	Y	Miller	N	Stengel	N
Butcher	Y	Hoppe	N	Mitchell	E	Tochtrop	Y
Cadman	N	Jahn	Y	Paccione	Y	Vigil	Y
Carroll	Y	Johnson	N	Plant	Y	Weddig	Y
Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
Clapp	N	King	N	Ragsdale	Y	Welker	N
Cloer	N	Larson	Y	Rhodes	N	White	N
Coleman	Y	Lee	N	Rippy	Y	Wiens	N
Crane	N	Lundberg	N	Romanoff	Y	Williams S.	N
Decker	N	Madden	Y	Rose	N	Williams T.	N
Fairbank	N	Marshall	Y	Salazar	Y	Witwer	N
Frangas	Y	May	N	Schultheis	N	Young	N
						Speaker	N

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

46 Passed Second Reading: **HB04-1279 amended, SB04-105 amended, 024**
 47 **amended, 094 amended, HB04-1386 amended, SB04-045 amended,**
 48 **188 amended.**

50 Laid over until date indicated retaining place on Calendar: **HB04-1355,**
 51 **1397, 1404--March 30, 2004.**

53 The Chairman moved the adoption of the Committee of the Whole
 54 Report. As shown by the following roll call vote, a majority of those
 55 elected to the House voted in the affirmative, and the Report was
 56 **adopted.**

	YES	62	NO	00	EXCUSED	03	ABSENT	00
1	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	E
2	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
3	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
4	Briggs	Y	Hefley	E	Merrifield	Y	Stafford	Y
5	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
6	Butcher	Y	Hoppe	Y	Mitchell	E	Tochtrop	Y
7	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
8	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
9	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
10	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
11	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
12	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
13	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
14	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
15	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
16	Frangas	Y	May	Y	Schultheis	Y	Young	Y
17							Speaker	Y

CONSIDERATION OF RESOLUTION

HJR04-1045 by Representative(s) Wiens, Berry, Smith; also Senator(s) Teck--Concerning the designation of March 29, 2004, as Salute Our Troops - Remembrance Day.

Printed and placed in member's file.

On motion of Representative King, the rules were suspended for immediate consideration of the resolution.

On motion of Representative Smith, the resolution was **adopted** by **viva voce** vote.

Co-sponsors added: Roll Call of the House.

MESSAGES FROM THE SENATE

Madam Speaker:

The Senate voted to concur in House amendments to SB04-098, and repassed the bill as amended.

The Senate voted to concur in House amendments to SB04-057, and repassed the bill as amended.

The Senate voted to concur in House amendments to SB04-088, and repassed the bill as amended.

The Senate voted to concur in House amendments to SB04-103, and repassed the bill as amended.

The Senate voted to concur in House amendments to SB04-087, and repassed the bill as amended.

The Senate granted permission to members of the First Conference Committee on HB04-1072 to consider matters not at issue between the two houses.

1 The Senate has passed on Third Reading and returns herewith
2 HB04-1304.
3 The Senate has passed on Third Reading and transmitted to the Revisor
4 of Statutes:
5 HB04-1311, amended as printed in Senate Journal, March 26, 2004, page
6 644,
7 HB04-1121, amended as printed in Senate Journal, March 26, 2004,
8 pages 647-648,
9 HB04-1376, amended as printed in Senate Journal, March 26, 2004, page
10 649, and on Third Reading as printed in Senate Journal, March 29.
11 The Senate has postponed indefinitely HB04-1060. The bill is returned
12 herewith.
13 The Senate has adopted and returns herewith: HJR04-1041.
14 The Senate has postponed indefinitely HB04-1273. The bill is returned
15 herewith.

MESSAGE FROM THE REVISOR

16
17
18
19
20
21 We herewith transmit:
22 Without comment, as amended, HB04-1311, 1121, and 1376.

INTRODUCTION OF BILLS First Reading

23
24
25
26
27
28
29 The following bills were read by title and referred to the committees
30 indicated:

31
32 **SB04-153** by Senator(s) Johnson S., Reeves; also Representative(s)
33 McCluskey, Lundberg, Paccione, Welker--Concerning
34 combining polling places, and, in connection therewith,
35 authorizing designated election officials to establish vote
36 centers where any elector registered in the political
37 subdivision may vote.

38 Committee on Local Government

39
40 **SB04-196** by Senator(s) Hagedorn; also Representative(s) Smith--
41 Concerning consequences for commission of substance-
42 related traffic offenses.

43 Committee on Transportation & Energy

LAY OVER OF CALENDAR ITEMS

44
45
46
47
48
49 On motion of Representative King, the following items on the Calendar
50 were laid over until March 30, retaining place on Calendar:

51
52 Consideration of General Orders--**HB04-1221, SB04-185, 020,**
53 **HB04-1390, 1203.**

54 Consideration of Resolutions--**HJR04-1012, 1013, 1018, SJR04-015,**
55 **HJR04-1010, 1034, SJR04-023, 024, HJR04-1037, SJR04-027,**
56 **HJR04-1038, 1040, HR04-1008, HJR04-1043, 1044, HR04-1009.**

1 Consideration of Memorial--**SJM04-001**.
2 Consideration of Senate Amendments--**HB04-1054, 1127, 1298, 1241,**
3 **1357, 1084, 1271, 1177, 1062, 1109, 1061, 1153, 1066, 1263, 1292,**
4 **1251.**

5

6

7

8 On motion of Representative King, the House adjourned until 9:00 a.m.,
9 March 30, 2004.

10

11

Approved:

12

13

14

15

LOLA SPRADLEY,
Speaker

16

17 Attest:

18

19 JUDITH RODRIGUE,
20 Chief Clerk