

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

One hundred-fourth Legislative Day

Monday, April 19, 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 Specialist First Class James Greenhill,  
6 Durango.

7

8 The roll was called with the following result:

9

10 Present--63.

11 Excused--Representative Garcia --1.

12 Absent--Representative Williams S.--1.

13 Present after roll call--Representatives Garcia, Williams S.

14

15 The Speaker declared a quorum present.

16

17

18 On motion of Representative Briggs, the reading of the journal of  
19 April 16, 2004, was declared dispensed with and approved as corrected  
20 by the Chief Clerk.

21

22

23

24

**MESSAGE FROM THE SENATE**

25

26 Madam Speaker:

27

28 The Senate has passed on Third Reading and transmitted to the Revisor  
29 of Statutes:

30 SB04-211, amended as printed in Senate Journal, April 15, 2004, page  
31 836,

32 SB04-142, amended as printed in Senate Journal, April 15, 2004, page  
33 836, and on Third Reading, as printed in Senate Journal, April 16,

34 HB04-1279, amended as printed in Senate Journal, April 13, 2004, pages  
35 799-800, and on Third Reading, as printed in Senate Journal, April 16,

36 HB04-1080, amended as printed in Senate Journal, April 15, 2004, pages  
37 834-835,

38 HB04-1367, amended as printed in Senate Journal, April 15, 2004, pages  
39 835-836.

40 The Senate has adopted and transmits herewith: SJR04-031.

41

42

43

## MESSAGE FROM THE REVISOR

We herewith transmit:

Without comment, as amended, HB04-1279, 1080, and 1367 and SB04-142.

With comment, as amended, SB04-211.

## CONSIDERATION OF RESOLUTIONS

**HJR04-1057** by Representative(s) Borodkin, Garcia, Madden, McFadyen, Paccione, Plant, Ragsdale, Romanoff, Salazar, Weddig; also Senator(s) Gordon--Concerning the commemoration of the 132nd anniversary of B'nai B'rith Denver.

(Printed and placed in member's file.)

On motion of Representative Borodkin, the resolution was read at length and **adopted** by **viva voce** vote.

Co-sponsors added: Roll Call of the House.

**HJR04-1077** by Representative(s) Jahn, Boyd, Hefley, Hodge, Romanoff, Rose, Stafford; also Senator(s) Anderson--Concerning National Crime Victims' Rights Week.

(Printed and placed in member's file.)

On motion of Representative Jahn the resolution was read at length and **adopted** by **viva voce** vote.

Co-sponsors added: Roll Call of the House.

## CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILL

On motion of Representative King, the rules were suspended for immediate consideration of Senate Amendments to **HB04-1297**.

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

(Amended as printed in Senate Journal, April 13, pages 799-800, and as printed in Senate Journal , April 16, page 849.)

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

YES	57	NO	07	EXCUSED	00	ABSENT	01
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	Y	McFadyen	Y	Smith	N
Boyd	Y	Harvey	Y	McGihon	N	Spence	Y
Briggs	Y	Hefley	Y	Merrifield	-	Stafford	Y
Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y

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

13  
14 The question being, "Shall the bill, as amended, pass?".  
15 A roll call vote was taken. As shown by the following recorded vote, a  
16 majority of those elected to the House voted in the affirmative, and the  
17 bill, as amended, was declared **repassed**.

19	YES	56	NO	09	EXCUSED	00	ABSENT	00
20	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
21	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	N
22	Boyd	Y	Harvey	Y	McGihon	N	Spence	Y
23	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
24	Brophy	N	Hodge	Y	Miller	Y	Stengel	Y
25	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
26	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
27	Carroll	N	Johnson	Y	Plant	Y	Weddig	Y
28	Cerbo	N	Judd	Y	Pommer	Y	Weissmann	N
29	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
30	Cloer	N	Larson	Y	Rhodes	Y	White	Y
31	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
32	Crane	Y	Lundberg	N	Romanoff	Y	Williams S.	Y
33	Decker	N	Madden	Y	Rose	Y	Williams T.	Y
34	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
35	Frangas	Y	May	Y	Schultheis	Y	Young	Y
36							Speaker	Y

37 Co-sponsors added: Representatives Butcher, Frangas, Spence.

38  
39  
40 On motion of Representative Larson, the House resolved itself into  
41 Committee of the Whole for consideration of General Orders, and he was  
42 called to the Chair to act as Chairman.

### 45 GENERAL ORDERS--SECOND READING OF BILLS

46  
47 The Committee of the Whole having risen, the Chairman reported the  
48 titles of the following bills had been read (reading at length had been  
49 dispensed with by unanimous consent), the bills considered and action  
50 taken thereon as follows:

51  
52 (Amendments to the committee amendment are to the printed committee  
53 report which was printed and placed in the members' bill file.)

54  
55 **SB04-185** by Senator(s) Entz; also Representative(s) Hoppe--  
56 Concerning requirements for a permit for a nonexempt

1 ground water well located outside of the boundaries of any  
2 designated ground water basin.

3  
4 Ordered revised and placed on the Calendar for Third Reading and Final  
5 Passage.

6  
7 **SB04-205** by Senator(s) Chlouber; also Representative(s) Hoppe--  
8 Concerning a requirement that applicants for a mining  
9 permit pursuant to the "Colorado Land Reclamation Act  
10 for the Extraction of Construction Materials" mail a copy  
11 of the application to only those surface owners whose  
12 interests appear of record.

13  
14 Ordered revised and placed on the Calendar for Third Reading and Final  
15 Passage.

16  
17 **SB04-132** by Senator(s) Arnold; also Representative(s) Young,  
18 Hoppe, Weddig, Williams S., Williams T.--Concerning the  
19 modification of existing benefit plans for members of the  
20 public employees' retirement association.

21  
22 Ordered revised and placed on the Calendar for Third Reading and Final  
23 Passage.

24  
25 **SB04-198** by Senator(s) Taylor, Anderson, Takis, Tupa; also  
26 Representative(s) Coleman, Rhodes, Vigil, Williams T.--  
27 Concerning the transfer of the responsibility of  
28 administering the state contribution to assist in providing  
29 certain benefits for volunteer firefighters from the fire and  
30 police pension association to the department of local  
31 affairs.

32  
33 Ordered revised and placed on the Calendar for Third Reading and Final  
34 Passage.

35  
36 **SB04-168** by Senator(s) Phillips; also Representative(s) Spradley--  
37 Concerning rural renewable electric resources in  
38 Colorado.

39  
40 Amendment No. 1, Transportation & Energy Report, dated April 7, 2004,  
41 and placed in member's bill file; Report also printed in House Journal,  
42 April 8, pages 1259-1267.

43  
44 As amended, ordered revised and placed on the Calendar for Third  
45 Reading and Final Passage.

46  
47 **SB04-059** by Senator(s) Isgar, Entz, Hillman; also Representative(s)  
48 Salazar--Concerning the valuation of possessory interests  
49 in agricultural land.

50  
51 Ordered revised and placed on the Calendar for Third Reading and Final  
52 Passage.

53  
54  
55 **SB04-111** by Senator(s) Grossman, Groff; also Representative(s)  
56 Stengel--Concerning the authority of a governing body to

1 use emergency telephone charges to fund the costs  
2 associated with providing emergency services.  
3

4 Amendment No. 1, Transportation & Energy Report, dated March 19,  
5 2004, and placed in member's bill file; Report also printed in House  
6 Journal, March 22, page 1016.  
7

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

11  
12 **SB04-171** by Senator(s) Teck, Owen, Reeves; also Representative(s)  
13 Plant, Witwer, Young--Concerning contingency-based  
14 contracts, and, in connection therewith, allowing a state  
15 agency to enter into a contingency-based contract only  
16 when specifically authorized to do so by law or when the  
17 office of state planning and budgeting approves the  
18 contract.  
19

20 Amendment No. 1, Transportation & Energy Report, dated March 19,  
21 2004, and placed in member's bill file; Report also printed in House  
22 Journal, March 22, page 1016.  
23

24 Amendment No. 2, by Representative Plant.  
25

26 Amend the Transportation and Energy Committee Report, dated March  
27 19, 2004, page 1, line 5, after "REVIEW", insert "OR APPROVAL";  
28

29 line 6, strike "CONTRACTS." and substitute "CONTRACTS. NOTHING IN  
30 THIS PART 2 SHALL BE CONSTRUED TO AUTHORIZE OR PROHIBIT A STATE  
31 AGENCY FROM ENTERING INTO A CONTINGENCY-BASED CONTRACT IN THE  
32 ABSENCE OF A STATUTE THAT SPECIFICALLY AUTHORIZES THE STATE  
33 AGENCY TO ENTER INTO SUCH A CONTRACT.".  
34

35 As amended, ordered revised and placed on the Calendar for Third  
36 Reading and Final Passage.  
37

38  
39 **SB04-186** by Senator(s) Entz, Andrews, Lamborn; also  
40 Representative(s) Larson--Concerning the authorization of  
41 roadside memorials within public highway easements.  
42

43 Amendment No. 1, Local Government Report, dated March 17, 2004, and  
44 placed in member's bill file; Report also printed in House Journal, March  
45 18, pages 946-947.  
46

47 Amendment No. 2, by Representative Larson.  
48

49 Amend reengrossed bill, page 4, line 1, strike "AND IF" and substitute  
50 "AND, WHERE REQUIRED BY THE COUNTY,".  
51

52 Page 5, after line 25, insert the following:  
53

54 "(c) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO REQUIRE  
55 A COUNTY TO ESTABLISH A PERMITTING PROCESS PURSUANT TO THIS  
56 SECTION, BUT NO COUNTY MAY PROHIBIT OR DENY REQUESTS FOR

1 PLACEMENT OF ROADSIDE MEMORIALS ON COUNTY ROADS IN THE ABSENCE  
2 OF A PERMITTING PROCESS THAT COMPLIES WITH THIS SECTION."

3  
4 As amended, ordered revised and placed on the Calendar for Third  
5 Reading and Final Passage.

6  
7 **HB04-1428** by Representative(s) Spradley, King; also Senator(s) May  
8 R.--Concerning a moratorium on the granting of permits to  
9 create a landfill in which to dispose only of tires.

10  
11 Amendment No. 1, Local Government Report, dated April 15, 2004, and  
12 placed in member's bill file; Report also printed in House Journal,  
13 April 15.

14  
15 As amended, ordered engrossed and placed on the Calendar for Third  
16 Reading and Final Passage.

17  
18 On motion of Representative King, the remainder of the General Orders  
19 Calendar (**HCR04-1009, 1010, HB04-1408, 1374, HCR04-1001,**  
20 **SB04-153**) was laid over until April 20, retaining place on Calendar.

#### 21 22 23 24 **AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT**

25  
26 Representative Smith moved to amend the Report of the Committee of the  
27 Whole to show that the following Smith amendment, to **SB04-168**, did  
28 pass, and that **SB04-168**, as amended, did pass.

29  
30 Amend the Transportation and Energy Committee report, dated April 7,  
31 2004, page 9, strike line 7 and substitute "BE PRODUCED IN COLORADO.";

32  
33 line 8, strike "COLORADO'S BORDERS."

34  
35 The amendment was declared **lost** by the following roll call vote:

37	YES	26	NO	39	EXCUSED	00	ABSENT	00
38	Berry	N	Garcia	N	McCluskey	Y	Sinclair	N
39	Borodkin	N	Hall	N	McFadyen	N	Smith	Y
40	Boyd	N	Harvey	Y	McGihon	N	Spence	Y
41	Briggs	N	Hefley	Y	Merrifield	N	Stafford	Y
42	Brophy	Y	Hodge	N	Miller	Y	Stengel	Y
43	Butcher	N	Hoppe	Y	Mitchell	Y	Tochtrop	N
44	Cadman	Y	Jahn	N	Paccione	N	Vigil	N
45	Carroll	N	Johnson	Y	Plant	N	Weddig	N
46	Cerbo	N	Judd	N	Pommer	N	Weissmann	N
47	Clapp	Y	King	Y	Ragsdale	Y	Welker	N
48	Cloer	N	Larson	N	Rhodes	Y	White	Y
49	Coleman	N	Lee	Y	Rippy	Y	Wiens	Y
50	Crane	Y	Lundberg	Y	Romanoff	N	Williams S.	N
51	Decker	Y	Madden	N	Rose	N	Williams T.	N
52	Fairbank	N	Marshall	N	Salazar	N	Witwer	N
53	Frangas	N	May	Y	Schultheis	Y	Young	N
54							Speaker	N
55								

Representative Brophy moved to amend the Report of the Committee of the Whole to show that the following Brophy amendment, to **SB 04-168**, did pass, and that **SB04-168**, as amended, did pass.

Amend the Transportation and Energy Committee Report, dated April 7, 2004, page 4, line 1, strike "SMALL";

strike lines 6 and 7 and substitute the following:

"(I) PUMPED STORAGE FACILITIES; COAL, NATURAL GAS, OIL, PROPANE, OR ANY".

Page 5, strike lines 11 through 17.

Page 6, line 28, strike "FACILITY, THE NAMEPLATE";

strike line 29 and substitute "FACILITY THAT UTILIZES".

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

YES	21	NO	44	EXCUSED	00	ABSENT	00
Berry	N	Garcia	N	McCluskey	N	Sinclair	N
Borodkin	N	Hall	Y	McFadyen	N	Smith	Y
Boyd	N	Harvey	Y	McGihon	N	Spence	Y
Briggs	N	Hefley	N	Merrifield	N	Stafford	N
Brophy	Y	Hodge	N	Miller	Y	Stengel	Y
Butcher	N	Hoppe	Y	Mitchell	Y	Tochtrop	N
Cadman	Y	Jahn	N	Paccione	N	Vigil	N
Carroll	N	Johnson	N	Plant	N	Weddig	N
Cerbo	N	Judd	N	Pommer	N	Weissmann	N
Clapp	N	King	Y	Ragsdale	Y	Welker	Y
Cloer	N	Larson	N	Rhodes	Y	White	Y
Coleman	N	Lee	Y	Rippy	N	Wiens	N
Crane	Y	Lundberg	Y	Romanoff	N	Williams S.	N
Decker	Y	Madden	N	Rose	N	Williams T.	N
Fairbank	N	Marshall	N	Salazar	N	Witwer	N
Frangas	N	May	Y	Schultheis	Y	Young	N
						Speaker	N

Representatives Cadman, Crane, and Fairbank moved to amend the Report of the Committee of the Whole to show that **SB04-186**, as amended, did not pass.

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

YES	15	NO	50	EXCUSED	00	ABSENT	00
Berry	N	Garcia	N	McCluskey	N	Sinclair	N
Borodkin	N	Hall	N	McFadyen	N	Smith	N
Boyd	N	Harvey	Y	McGihon	N	Spence	Y
Briggs	N	Hefley	Y	Merrifield	N	Stafford	N
Brophy	N	Hodge	N	Miller	N	Stengel	Y
Butcher	N	Hoppe	N	Mitchell	Y	Tochtrop	N
Cadman	Y	Jahn	N	Paccione	N	Vigil	N
Carroll	N	Johnson	Y	Plant	N	Weddig	N
Cerbo	N	Judd	N	Pommer	N	Weissmann	N
Clapp	Y	King	N	Ragsdale	N	Welker	N
Cloer	N	Larson	N	Rhodes	Y	White	N

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

### ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: **SB04-185, 205, 132, 198, 168 amended, 059, 111 amended, 171 amended, 186 amended, 1428 amended.**

Laid over until date indicated retaining place on Calendar: **HCR04-1009, 1010, HB04-1408, 1374, HCR04-1001, SB04-153--April 20, 2004.**

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

YES	65	NO	00	EXCUSED	00	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	Y	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	Y	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

### RECONSIDERATION OF HB04-1279

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

(Amended as printed in Senate Journal, April 13, pages 799-800, and as printed in Senate Journal , April 16, page 849.)

Representative Stafford moved for reconsideration of repassage of **HB04 1279**. As shown by the following recorded vote, a two thirds majority of those elected voted in the affirmative the motion was declared **passed:**



	YES	64	NO	01	EXCUSED	00	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	Y	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	Y	White	Y
13	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
14	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
15	Decker	N	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								

20 Representative Stafford moved for reconsideration of House concurrence  
 21 in Senate amendments to **HB04-1279**. As shown by the following  
 22 recorded vote, a two thirds majority of those elected voted in the  
 23 affirmative the motion was declared **passed**:

	YES	61	NO	04	EXCUSED	00	ABSENT	00
25								
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	Y	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	Y
35	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
36	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
37	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
38	Crane	N	Lundberg	N	Romanoff	Y	Williams S.	Y
39	Decker	N	Madden	Y	Rose	Y	Williams T.	Y
40	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
41	Frangas	Y	May	N	Schultheis	Y	Young	Y
42							Speaker	Y
43								
44								

45 Representative Stafford moved that the House **not concur** in Senate  
 46 amendments to **HB04-1279** and that a Conference Committee with  
 47 permission to go beyond the scope of the differences between the House  
 48 and the Senate be appointed. The motion was declared **passed** by the  
 49 following roll call vote:

	YES	61	NO	04	EXCUSED	00	ABSENT	00
51								
52	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
53	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
54	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
55	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
56	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y

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

13  
14 The Speaker appointed Representatives Stafford, Chairman, Lee and  
15 Tochtrop as House conferees to the bill.

16  
17  
18 House in recess. House reconvened.  
19

## 20 21 **REPORTS OF COMMITTEES OF REFERENCE**

### 22 23 **APPROPRIATIONS**

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

26  
27 **HB04-1131** be amended as follows, and as so amended, be referred to  
28 the Committee of the Whole with favorable  
29 recommendation:  
30

31 Strike the Finance Committee Report, dated February 5, 2004, and  
32 substitute the following:

33  
34 "Amend printed bill, page 3, strike lines 25 through 27.

35  
36 Strike page 4.

37  
38 Page 5, strike line 1.

39  
40 Renumber succeeding sections accordingly.

41  
42 Page 5, strike lines 14 through 27.

43  
44 Page 6, strike lines 1 through 13 and substitute the following:

45 "SECTION 5. 23-31-129, Colorado Revised Statutes, is amended  
46 to read:

47  
48 **23-31-129. Research building revolving fund - appropriation**  
49 **of fund - repeal.** (1) There is established in the office of the state  
50 treasurer a fund to be known as the Colorado state university research  
51 building revolving fund, and there shall be credited to said fund the user  
52 charges or rents authorized by section 23-31-128 and imposed by the  
53 board of governors of the Colorado state university system, specific  
54 appropriations or grants or gifts made to said fund, the proceeds of the  
55 sale of anticipation warrants authorized by sections 23-31-128 to  
56 23-31-130, and the proceeds from the issuance and sale of bonds pursuant

1 to section 23-31-134. No payments from student fees, tuition receipts, or  
2 general funds shall be deposited in the research building revolving fund.  
3 All interest earned on the investment of moneys in the fund shall be  
4 credited to the fund and shall be a part of the fund, and such moneys shall  
5 not be transferred or credited to the general fund or to any other fund. All  
6 such moneys so credited to said fund are appropriated to Colorado state  
7 university for:

8  
9 (a) The payment of maintenance and operating costs for its  
10 research buildings and facilities and for planning, constructing, acquiring,  
11 renovating, and equipping research buildings and facilities, wherever  
12 located in the state of Colorado, for Colorado state university. Any such  
13 buildings and facilities shall be related to the research mission of the  
14 university; AND

15  
16 (b) (I) DURING THE STATE FISCAL YEAR BEGINNING JULY 1, 2004,  
17 THE FUNDING OF THE EDUCATIONAL ACTIVITIES OF THE COLORADO STATE  
18 SEED LABORATORY.

19  
20 (II) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1, 2005."."

21  
22  
23  
24 **HB04-1193** be amended as follows, and as so amended, be referred to  
25 the Committee of the Whole with favorable  
26 recommendation:

27  
28 Amend the Business Affairs and Labor Committee Report, dated January  
29 29, 2004, page 1, strike line 3 and substitute the following:

30  
31 "are";

32  
33 strike line 14 of the printed bill and substitute the following:

34  
35 "amended, and the said 42-2-127.7 (2) is further amended BY THE  
36 ADDITION OF A NEW PARAGRAPH, to read:"."

37  
38 strike line 19 of the committee report and substitute the following:

39  
40 "AFTER ANY APPLICABLE SUSPENSION PERIOD.

41  
42 (e) ALL ADDITIONAL REVENUES GENERATED FROM THE PASSAGE OF  
43 HOUSE BILL 04-1193 ENACTED DURING THE SECOND REGULAR SESSION OF  
44 THE SIXTY-FOURTH GENERAL ASSEMBLY SHALL BE TRANSMITTED TO THE  
45 STATE TREASURER WHO SHALL CREDIT THESE MONEYS TO THE GENERAL  
46 FUND."

47  
48 Page 2 of the committee report, strike lines 1 through 4 and substitute the  
49 following:

50  
51 "Page 4, line 18, before "ONE" insert "Such";

52  
53 strike lines 9 through 11 of the committee report and substitute the  
54 following:

55  
56 "line 16, strike "~~mandatory, and~~" and substitute "mandatory, and";

1 line 18, after the period, insert "THE COURT MAY SUSPEND UP TO ONE HALF  
2 OF THE FINE UPON A SHOWING THAT APPROPRIATE INSURANCE AS  
3 REQUIRED PURSUANT TO SECTIONS 10-4-619 OR 10-4-624, C.R.S., HAS  
4 BEEN OBTAINED.";

5  
6 strike lines 19 through 22 and substitute the following:  
7 "DOLLAR. FIFTY CENTS OF EVERY DOLLAR COLLECTED FROM THIS fee shall  
8 be transmitted to the state treasurer, who shall credit the same to a special  
9 account within the highway users tax fund, to be known as the motorist  
10 insurance identification account, which is hereby created, AND TO THE  
11 DEPARTMENT TO IMPLEMENT THE PROVISIONS OF HOUSE BILL 04-1193 AS  
12 ENACTED DURING THE SECOND REGULAR SESSION OF THE SIXTY-FOURTH  
13 GENERAL ASSEMBLY. THE REMAINING MONEYS COLLECTED FROM THE FEE  
14 SHALL BE TRANSMITTED TO THE STATE TREASURER WHO SHALL CREDIT  
15 THESE MONEYS TO THE GENERAL FUND. Moneys in the motorist insurance  
16 identification account";

17  
18 Page 6, line 1, after "COURT", insert "OR THE COURT COLLECTIONS'  
19 INVESTIGATOR";

20  
21 line 3, strike "SECTION. THE COURT MAY FORGIVE";

22  
23 strike lines 4 through 6 and substitute the following:

24  
25 "SECTION AND THE PROVISIONS OF SECTION 16-11-101.6, C.R.S., SHALL  
26 APPLY. THE COURT MAY SUSPEND UP TO ONE HALF OF THE FINE UPON A  
27 SHOWING THAT APPROPRIATE INSURANCE AS REQUIRED PURSUANT TO  
28 SECTIONS 10-4-619 OR 10-4-624, C.R.S., HAS BEEN OBTAINED.";

29  
30 after line 20, insert the following:".

31  
32 Page 4 of the committee report, line 9, strike "on.;" and substitute "on.

33  
34 **SECTION 11.** 43-4-203 (1) (b), Colorado Revised Statutes, is  
35 amended to read:

36  
37 **43-4-203. Sources of revenue.** (1) All net revenue from the  
38 following sources shall be paid into and credited to the highway users tax  
39 fund as soon as received:

40  
41 (b) From the imposition of annual registration fees on drivers,  
42 motor vehicles, trailers, and semitrailers, except as provided in ~~section~~  
43 SECTIONS 42-3-134 (26) AND 42-3-134 (26.5), C.R.S.;".

44  
45  
46  
47 **HB04-1199** be referred to the Committee of the Whole with favorable  
48 recommendation.

49  
50  
51 **HB04-1424** be referred to the Committee of the Whole with favorable  
52 recommendation.

53  
54  
55 **SB04-028** be referred to the Committee of the Whole with favorable  
56 recommendation.

1 **SB04-032** be referred to the Committee of the Whole with favorable  
2 recommendation.  
3

4  
5 **SB04-097** be referred to the Committee of the Whole with favorable  
6 recommendation.  
7

8  
9 **SB04-176** be amended as follows, and as so amended, be referred to  
10 the Committee of the Whole with favorable  
11 recommendation:  
12

13 Amend reengrossed bill, page 6, line 20, strike "**Appropriations.**" and  
14 substitute "**Appropriation - appropriations in long bill to be adjusted.**";  
15  
16 line 24, strike "fifty thousand and one dollars (\$50,001) and 1.0 FTE,"  
17 and substitute "one hundred twelve thousand eight hundred sixty dollars  
18 (\$112,860) and 2.0 FTE,".  
19

20 Page 7, after line 5, insert the following:  
21

22 "(3) For the implementation of this act, the total appropriation  
23 made in the annual general appropriation act for the fiscal year beginning  
24 July 1, 2004, to the department of local affairs for allocation to the  
25 division of local government for administration of the conservation trust  
26 fund shall be reduced by sixty-two thousand eight hundred fifty-nine  
27 dollars (\$62,859) and 1.0 FTE. Of said amount, thirty-nine thousand one  
28 hundred sixty-two dollars (\$39,162) shall be from the general fund and  
29 twenty-three thousand six hundred ninety-seven dollars (\$23,697) shall  
30 be cash funds exempt from the mineral and energy impact grant program,  
31 which includes moneys in the local government severance tax fund  
32 created in section 39-29-110 (1) (a) (I), Colorado revised statutes and  
33 moneys in the local government mineral impact fund created in section  
34 34-63-102 (5), Colorado Revised Statutes."  
35

36 Page 1, line 102, strike "**FUND.**" and substitute "**FUND, AND MAKING AN**  
37 **APPROPRIATION IN CONNECTION THEREWITH.**".  
38  
39  
40

41 **SB04-177** be amended as follows, and as so amended, be referred to  
42 the Committee of the Whole with favorable  
43 recommendation:  
44

45 Strike the Judiciary Committee Report, dated April 6, 2004.  
46

47 Amend reengrossed bill, page 6, strike lines 5 through 7 and substitute the  
48 following:  
49

50 "COMPRISED OF MONEYS ALLOCATED PURSUANT TO SECTION 24-22-115  
51 (1), C.R.S. MONEYS IN THE FUND SHALL BE";  
52

53 strike lines 26 and 27.  
54

55 Strike page 7.  
56

1 Page 8, strike lines 1 through 25 and substitute the following:

2  
3 "SECTION 3. 24-22-115 (1), Colorado Revised Statutes, as  
4 amended by House Bill 04-1421, enacted at the Second Regular Session  
5 of the Sixty-fourth General Assembly, is amended to read:

6  
7 **24-22-115. Tobacco litigation settlement cash fund - creation.**

8 (1) There is hereby created in the state treasury the tobacco litigation  
9 settlement cash fund. The cash fund shall consist of all moneys  
10 transmitted to the state treasurer in accordance with the terms of the  
11 master settlement agreement, the smokeless tobacco master settlement  
12 agreement, and the consent decree approved and entered by the court in  
13 the case denominated *State of Colorado, ex rel. Gale A. Norton, Attorney*  
14 *General v. R.J. Reynolds Tobacco Co.; American Tobacco Co., Inc.;*  
15 *Brown & Williamson Tobacco Corp.; Liggett & Myers, Inc.; Lorillard*  
16 *Tobacco Co., Inc.; Philip Morris, Inc.; United States Tobacco Co.;*  
17 *B.A.T. Industries, P.L.C.; The Council For Tobacco Research--U.S.A.,*  
18 *Inc.; and Tobacco Institute, Inc.,* Case No. 97 CV 3432, in the district  
19 court for the city and county of Denver other than moneys credited to the  
20 tobacco litigation settlement trust fund pursuant to section 24-22-115.5.  
21 Except as provided in subsection (2) of this section, all interest derived  
22 from the deposit and investment of moneys in the cash fund shall be  
23 credited to the cash fund; except that, beginning with the fiscal year  
24 2001-02, and each fiscal year thereafter, all interest derived from the  
25 deposit and investment of moneys in the cash fund shall be credited to the  
26 breast and cervical cancer prevention and treatment fund created pursuant  
27 to section 26-4-532, C.R.S. Except as provided in subsection (2) of this  
28 section, all moneys in the cash fund shall be subject to appropriation by  
29 the general assembly for such purposes as may be authorized by law in  
30 accordance with the terms of the settlement agreements and the consent  
31 decree. EXCEPT AS PROVIDED IN SUBSECTION (2) OF THIS SECTION, AT THE  
32 END OF THE 2004-05 FISCAL YEAR AND AT THE END OF EACH SUCCEEDING  
33 FISCAL YEAR, BUT PRIOR TO THE MAKING OF ANY TRANSFER OF MONEYS  
34 FROM THE CASH FUND TO THE GENERAL FUND AT THE END OF THE FISCAL  
35 YEAR AS REQUIRED BY THIS SUBSECTION (1), AN AMOUNT NEEDED, UP TO  
36 ONE MILLION DOLLARS, TO PAY THE STATE'S SHARE OF THE ANNUAL  
37 FUNDING REQUIRED BY THE "HOME- AND COMMUNITY-BASED SERVICES  
38 FOR CHILDREN WITH AUTISM ACT", SUBPART 7 OF PART 6 OF ARTICLE 4 OF  
39 TITLE 26, C.R.S., SHALL BE TRANSFERRED FROM THE CASH FUND TO THE  
40 COLORADO AUTISM TREATMENT FUND CREATED PURSUANT TO SECTION 26-  
41 4-695, C.R.S. Except as provided in subsection (2) of this section, at the  
42 end of any fiscal year commencing on or after July 1, 2004, all  
43 unexpended and unencumbered moneys and all moneys not appropriated  
44 for the following fiscal year in the cash fund shall be transferred to the  
45 general fund.

46  
47 **SECTION 4.** 24-22-115 (1), Colorado Revised Statutes, is  
48 amended to read:

49  
50 **24-22-115. Tobacco litigation settlement cash fund - creation.**

51 (1) There is hereby created in the state treasury the tobacco litigation  
52 settlement cash fund. The cash fund shall consist of all moneys  
53 transmitted to the state treasurer in accordance with the terms of the  
54 master settlement agreement, the smokeless tobacco master settlement  
55 agreement, and the consent decree approved and entered by the court in  
56 the case denominated *State of Colorado, ex rel. Gale A. Norton, Attorney*

1 *General v. R.J. Reynolds Tobacco Co.; American Tobacco Co., Inc.;*  
2 *Brown & Williamson Tobacco Corp.; Liggett & Myers, Inc.; Lorillard*  
3 *Tobacco Co., Inc.; Philip Morris, Inc.; United States Tobacco Co.;*  
4 *B.A.T. Industries, P.L.C.; The Council For Tobacco Research--U.S.A.,*  
5 *Inc.; and Tobacco Institute, Inc.,* Case No. 97 CV 3432, in the district  
6 court for the city and county of Denver other than moneys credited to the  
7 tobacco litigation settlement trust fund pursuant to section 24-22-115.5.  
8 Except as provided in subsection (2) of this section, at the end of the  
9 2003-04 fiscal year and at the end of each succeeding fiscal year, but  
10 prior to the making of any transfer of moneys from the cash fund to the  
11 tobacco litigation settlement trust fund at the end of the fiscal year as  
12 required by this subsection (1), the general assembly may transfer  
13 unexpended and unencumbered moneys and moneys not appropriated for  
14 the following year to the state general fund, and such moneys that are  
15 transferred may be appropriated by the general assembly to make lease  
16 payments pursuant to section 24-82-1102. Except as provided in  
17 subsection (2) of this section, all interest derived from the deposit and  
18 investment of moneys in the cash fund shall be credited to the cash fund;  
19 except that, beginning with the fiscal year 2001-02, and each fiscal year  
20 thereafter, all interest derived from the deposit and investment of moneys  
21 in the cash fund shall be credited to the breast and cervical cancer  
22 prevention and treatment fund created pursuant to section 26-4-532,  
23 C.R.S. Except as provided in subsection (2) of this section, all moneys  
24 in the cash fund shall be subject to appropriation by the general assembly  
25 for such purposes as may be authorized by law in accordance with the  
26 terms of the settlement agreements and the consent decree. Except as  
27 provided in subsection (2) of this section, at the end of the 2003-04 fiscal  
28 year, but prior to the making of any transfer of moneys from the cash  
29 fund to the tobacco litigation settlement trust fund at the end of the fiscal  
30 year as required by this subsection (1), the lesser of fifty percent of all  
31 unexpended and unencumbered moneys and all moneys not appropriated  
32 for the 2004-05 fiscal year in the cash fund or seven million five hundred  
33 ninety-four thousand eight hundred sixteen dollars shall be transferred  
34 from the cash fund to the general fund and continuously appropriated for  
35 the implementation of the Tony Grampsas youth services program created  
36 and existing pursuant to part 2 of article 20.5 of title 25, C.R.S. Except  
37 as provided in subsection (2) of this section, at the end of the 2004-05  
38 fiscal year and at the end of each succeeding fiscal year, but prior to the  
39 making of any transfer of moneys from the cash fund to the tobacco  
40 litigation settlement trust fund at the end of the fiscal year as required by  
41 this subsection (1), the lesser of fifty percent of all unexpended and  
42 unencumbered moneys and all moneys not appropriated for the following  
43 fiscal year in the cash fund or seven million five hundred ninety-four  
44 thousand eight hundred sixteen dollars shall be transferred from the cash  
45 fund to the general fund and continuously appropriated for the  
46 implementation of the Tony Grampsas youth services program created  
47 and existing pursuant to part 2 of article 20.5 of title 25, C.R.S. EXCEPT  
48 AS PROVIDED IN SUBSECTION (2) OF THIS SECTION, AT THE END OF THE  
49 2004-05 FISCAL YEAR AND AT THE END OF EACH SUCCEEDING FISCAL YEAR,  
50 BUT PRIOR TO THE MAKING OF ANY TRANSFER OF MONEYS FROM THE CASH  
51 FUND TO THE TOBACCO LITIGATION SETTLEMENT TRUST FUND AT THE END  
52 OF THE FISCAL YEAR AS REQUIRED BY THIS SUBSECTION (1), AN AMOUNT  
53 NEEDED, UP TO ONE MILLION DOLLARS, TO PAY THE STATE'S SHARE OF THE  
54 ANNUAL FUNDING REQUIRED BY THE "HOME- AND COMMUNITY-BASED  
55 SERVICES FOR CHILDREN WITH AUTISM ACT", SUBPART 7 OF PART 6 OF  
56 ARTICLE 4 OF TITLE 26, C.R.S., SHALL BE TRANSFERRED FROM THE CASH

1 FUND TO THE COLORADO AUTISM TREATMENT FUND CREATED PURSUANT  
2 TO SECTION 26-4-695, C.R.S. Except as provided in subsection (2) of this  
3 section, at the end of any fiscal year, all unexpended and unencumbered  
4 moneys and all moneys not appropriated for the following fiscal year in  
5 the cash fund shall be transferred to the tobacco litigation settlement trust  
6 fund.".

7  
8 Renumber succeeding section accordingly.  
9

10 Page 8, line 27, strike "This" and substitute "Except as provided for in  
11 subsections (2) and (3) of this section, this".

12  
13 Page 9, after line 1, insert the following:  
14

15 "(2) Section 3 of this act shall only take effect if House Bill  
16 04-1421 is enacted at the Second Regular Session of the Sixty-fourth  
17 General Assembly and becomes law.  
18

19 "(3) Section 4 of this act shall only take effect if House Bill  
20 04-1421 is not enacted at the Second Regular Session of the Sixty-fourth  
21 General Assembly and does not become law."  
22

23 Renumber succeeding subsection accordingly.  
24

## 25 26 27 **PRINTING REPORT**

28  
29 The Chief Clerk reports the following bills have been correctly printed:  
30 **HB04-1440, 1441, 1442, 1443; HCR04-1015.**  
31

## 32 33 34 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

35  
36 The Speaker has signed: **HB04-1004, 1241, 1304; HJR04-1012, 1020;**  
37 **HR04-1014; SJR04-037, 041.**  
38

## 39 40 41 **DELIVERY OF BILLS TO GOVERNOR**

42  
43 The Chief Clerk of the House of Representatives reports the following  
44 bills have been delivered to the Office of the Governor:

45 **HB04-1114, 1155, 1182, 1305, 1383** at 1:59 p.m., on April 16, 2004  
46

47  
48 **HB04-1004** at 3:11 p.m., on April 16, 2004.  
49

50  
51 **HB04-1009, 1046, 1054, 1062, 1066, 1084, 1109, 1112, 1145, 1153,**  
52 **1230, 1267, 1271, 1280, 1298, 1341, 1350, 1351, 1370, 1380, 1384,**  
53 **1388, 1394, 1395, 1401, 1415,** at 3:47 p.m., on April 16, 2004.  
54  
55  
56



**MESSAGES FROM THE SENATE**

Madam Speaker:

The Senate has postponed indefinitely HB04-1200. The bill is returned herewith.

The President appointed Senators Owen, chairman, Evans, and Groff, as members of the First Conference Committee on HB04-1361.

The Senate has passed on Third Reading and returns herewith HB04-1028, 1048, 1400, 1237.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes: SB04-220,

SB04-221, amended as printed in Senate Journal, April 16, 2004, page 854,

SB04-228, amended as printed in Senate Journal, April 16, 2004, page 855,

HB04-1404, amended as printed in Senate Journal, April 16, 2004, page 854,

HB04-1079, amended as printed in Senate Journal, April 16, 2004, page 861.

**MESSAGE FROM THE REVISOR**

We herewith transmit:

Without comment, SB 04-220

Without comment, as amended, HB04-1079 and 1404.

Without comment, as amended, SB04-221 and 228.

**INTRODUCTION OF BILLS  
First Reading**

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

**HB04-1444** by Representative(s) Spence; also Senator(s) Hillman--  
Concerning the elimination of the demonstration of  
consent for an application for a waiver of requirements  
that is submitted by a school district to the state board of  
education.

Committee on Education

**HB04-1445** by Representative(s) Spradley; also Senator(s) Andrews--  
Concerning the timing of meetings of the ballot title board.

Committee on State, Veterans, & Military Affairs

**SB04-142** by Senator(s) Owen; also Representative(s) Jahn--  
Concerning the authorization of a specialized charter  
school by a community college.

Committee on Education

Committee on Appropriations

- 1 **SB04-211** by Senator(s) Hillman; also Representative(s) Spradley--  
2 Concerning increased efficiencies in the operation of the  
3 unclaimed property program in order to make available a  
4 portion of the unclaimed property trust fund to support  
5 CoverColorado.  
6 Committee on Business Affairs & Labor  
7  
8 **SB04-220** by Senator(s) Owen; also Representative(s) Stengel--  
9 Concerning leveraged leasing agreements involving  
10 qualified state capital assets.  
11 Committee on Finance  
12  
13 **SB04-221** by Senator(s) Taylor; also Representative(s) White--  
14 Concerning the authority of a metropolitan district to  
15 exercise specified enforcement activities of other entities  
16 within the boundaries of the district.  
17 Committee on Local Government  
18  
19 **SB04-228** by Senator(s) Hillman; also Representative(s) Stengel--  
20 Concerning the valuation of mineral interests for purposes  
21 of property taxation.  
22 Committee on Finance  
23  
24  
25  
26

---

## INTRODUCTION OF RESOLUTIONS

- 27  
28  
29 The following resolutions were read by title and referred to the  
30 committees indicated:  
31  
32 **HJR04-1087** by Representative(s) Boyd, Plant--Concerning protection  
33 for consumers regarding credit card agreements.  
34 Committee on State, Veterans, & Military Affairs  
35  
36 **HJR04-1088** by Representative(s) Romanoff, Borodkin, Carroll, Cerbo,  
37 Frangas, Judd, Marshall, McGihon; also Senator(s) Groff--  
38 Concerning saluting the Denver Classroom Teachers  
39 Association for ratification of the Professional  
40 Compensation System.  
41 Committee on Education  
42  
43 **HJR04-1089** by Representative(s) Plant--Concerning efforts to achieve  
44 Israeli-Palestinian peace.  
45 Committee on State, Veterans, & Military Affairs  
46  
47 **SJR04-031** by Senator(s) Entz; also Representative(s) Hoppe--  
48 Concerning the species conservation eligibility list.  
49 Committee on Agriculture, Livestock and Natural Resources.  
50  
51  
52  
53

**LAY OVER OF CALENDAR ITEMS**

On motion of Representative King, the following items on the Calendar were laid over until April 20, retaining place on Calendar:

Consideration of Third Reading--**HB04-1190**.

Consideration of Resolutions--**HJR04-1013, SJR04-015, HJR04-1010, SJR04-023, 024, 027, HJR04-1040, HR04-1008, HJR04-1047, SJR04-025, 030, HJR04-1051, 1052, 1042, HR04-1010, HJR04-1053, SJR04-033, HJR04-1055, 1056, 1058, 1059, 1060, 1061, 1062, 1063, 1065, HR04-1012, 1013, 1015, HJR04-1066, 1067, 1068, 1071, 1072, 1073, 1074, 1075, 1078, 1079, 1080, 1081, SJR04-011, 028, HJR04-1082, 1084, 1085**.

Consideration of Memorial--**SJM04-001**.

Consideration of Senate Amendments--**HB04-1292, 1187, 1121, 1399, 1420, 1421, 1095**.

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Correction

H.J. page 1398, after line 15, insert the following:

**"SB04-138** by Senator(s) Owen, Reeves, Teck; also Representative(s) Witwer, Plant, Young--Concerning the repeal of the authority of the department of health care policy and financing to charge a monthly fee to families whose children are enrolled in a children's home- and community-based services waiver program, and making an appropriation in connection therewith.

Committee on Health, Environment, Welfare, & Institutions  
Committee on Appropriations"

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On motion of Representative Carroll, the House adjourned until 9:00 a.m., April 20, 2004.

Approved:

LOLA SPRADLEY,  
Speaker

Attest:

JUDITH RODRIGUE,  
Chief Clerk