

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

Eighth Legislative Day

Wednesday, January 14, 2004

1 Prayer by Dr. Gene Selander, Cherry Creek Community Church, Denver.

2

3 The Speaker called the House to order at 9:00 a.m.

4

5 Pledge of Allegiance led by Representative Sinclair.

6

7 The roll was called with the following result:

8

9 Present--63.

10 Excused--Representatives Hall, Hoppe--2.

11

12

13 The Speaker declared a quorum present.

14

15

16 On motion of Representative Cerbo, the reading of the journal of
17 January 13, 2004, was declared dispensed with and approved as corrected
18 by the Chief Clerk.

19

20

21

22

23 **REPORT OF COMMITTEE OF REFERENCE**

24

25 **STATE, VETERANS, & MILITARY AFFAIRS**

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

28

29 **HB04-1002** be amended as follows, and as so amended, be referred
30 to the Committee of the Whole with favorable
31 recommendation:

32

33 Amend printed bill, page 3, line 7, after "BY", insert "WILLING";

34

35 line 9, after "FUNDS.", add "ANY PERSON NOT WISHING TO PARTICIPATE IN
36 THE RECITATION OF THE PLEDGE OF ALLEGIANCE SHALL BE EXEMPT FROM
37 RECITING THE PLEDGE OF ALLEGIANCE AND NEED NOT PARTICIPATE.".

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42

CONSIDERATION OF RESOLUTION

HJR04-1002 by Representative(s) Spradley; also Senator(s) Andrews--
Concerning the declaration of September 11, 2004, as
"Patriot Day".

(Printed and placed in member's file.)

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

Co-sponsors added: Representatives Berry, Borodkin, Boyd, Briggs, Brophy,
Butcher, Cadman, Carroll, Cerbo, Cloer, Coleman, Crane, Decker, Fairbank,
Frangas, Garcia, Harvey, Hefley, Hodge, Jahn, Johnson, Judd, King, Larson,
Lee, Lundberg, Madden, Marshall, May, McCluskey, McFadyen, McGihon,
Merrifield, Miller, Mitchell, Paccione, Pommer, Ragsdale, Rhodes, Rippy,
Romanoff, Rose, Salazar, Schultheis, Sinclair, Smith, Spence, Stafford, Stengel,
Tochtrop, Vigil, Weddig, Welker, White, Wiens, Williams S, Williams T,
Witwer, Young.

Representative King moved the following bills be made Special Orders
on Wednesday, January 14, 2004, at 9:27 a.m.: **HB04-1098, SB04-011,**
HB04-1002, 1007, 1010, 1011

The motion was declared past by the following roll call vote:

YES	35	NO	27	EXCUSED	2	ABSENT	1
Berry	Y	Garcia	N	McCluskey	Y	Sinclair	Y
Borodkin	N	Hall	E	McFadyen	N	Smith	Y
Boyd	N	Harvey	Y	McGihon	N	Spence	Y
Briggs	Y	Hefley	Y	Merrifield	N	Stafford	Y
Brophy	Y	Hodge	N	Miller	N	Stengel	Y
Butcher	N	Hoppe	E	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	Y	Ragsdale	N	Welker	Y
Cloer	Y	Larson	Y	Rhodes	Y	White	Y
Coleman	N	Lee	Y	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	Y	Romanoff	N	Williams S.	-
Decker	Y	Madden	N	Rose	Y	Williams T.	Y
Fairbank	Y	Marshall	N	Salazar	N	Witwer	Y
Frangas	N	May	Y	Schultheis	Y	Young	Y
						Speaker	Y

The hour of 9:27 a.m., having arrived, on motion of Representative
Cadman, the House resolved itself into Committee of the Whole for
consideration of Special Orders and he was called to the Chair to act as
Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

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

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

HB04-1098 by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning the disposition of moneys received by the state, and, in connection therewith, creating a definition of "custodial moneys".

Committee in recess. Committee reconvened.

Amendment No. 1, Finance Report, dated January 12, 2004, and placed in member's bill file; Report also printed in House Journal, January 12, page 48.

Amendment No. 2, by Representative Young.

Amend the Finance Committee Report, dated January 12, 2004, page 1, strike line 5 and substitute the following:

"RECEIVED BY THE STATE ON OR AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (3);".

strike lines 7 through 12 and substitute the following:

""(c) NOTHING IN THIS SUBSECTION (3) SHALL CAUSE FEDERAL RELIEF PAYMENTS UNDER THE FEDERAL "JOBS AND GROWTH TAX RELIEF RECONCILIATION ACT OF 2003", AS AMENDED, (P.L. NO. 108-27), RECEIVED BY THE STATE PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION (3) TO BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND OF THE STATE OR TO BE SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY.".

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

SB04-011 by Senator(s) Anderson, Taylor, Tupa; also Representative(s) Coleman, Rhodes, Williams T.--Concerning limitations on allowable qualified distributions pursuant to the "Certified Capital Company Act".

Amendment No. 1, Business Affairs & Labor Report, dated January 13, 2004, and placed in member's bill file; Report also printed in House Journal, January 13, pages 51-52.

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

- 1 **HB04-1002** by Representative(s) Crane; also Senator(s) Lamborn--
2 Concerning conforming amendments to the pledge of
3 allegiance statute to make the statute constitutional as
4 required by the United States court of appeals for the
5 seventh circuit in the 1992 decision entitled Sherman
6 versus Community Consolidated School District 21 of
7 Wheeling Township.
8
- 9 Amendment No. 1, State Veterans, and Military Affairs Report, dated
10 January 14, 2004, and placed in member's bill file; Report also printed in
11 House Journal, January 14, page 61.
12
- 13 As amended, ordered engrossed and placed on the Calendar for Third
14 Reading and Final Passage.
15
- 16 **HB04-1007** by Representative(s) Williams T., Coleman, Rhodes; also
17 Senator(s) Takis, Anderson, Taylor, Tupa--Concerning the
18 obligations of a governing body of an institution of higher
19 education that establishes an optional retirement plan.
20
- 21 Amendment No. 1, Education Report, dated January 12, 2004, and placed
22 in member's bill file; Report also printed in House Journal, January 13,
23 page 52.
24
- 25 As amended, ordered engrossed and placed on the Calendar for Third
26 Reading and Final Passage.
27
- 28 **HB04-1010** by Representative(s) King, Spradley; also Senator(s)
29 Reeves--Concerning the elimination of certain education
30 advisory boards.
31
- 32 Amendment No. 1, by Representative Sinclair.
33
- 34 Amend printed bill, page 7, strike lines 12 through 27.
35
- 36 Strike pages 8 and 9.
37
- 38 Page 10, strike lines 1 through 6.
39
- 40 Renumber succeeding section accordingly.
41
- 42 As amended, engrossed and placed on the Calendar for Third Reading
43 and Final Passage.
44
- 45 **HB04-1011** by Representative(s) King; also Senator(s) Anderson,
46 Andrews--Concerning the employment status of persons
47 employed within the state system of higher education.
48
- 49 Amendment No. 1, Education Report, dated January 12, 2004, and placed
50 in member's bill file; Report also printed in House Journal, January 13,
51 pages 52-55.
52
- 53 Amendment No. 2, by Representatives Sinclair, Berry, King.
54
- 55 Amend printed bill, page 8, before line 10, insert the following:
56

"(4) A GOVERNING BOARD THAT CHOOSES TO WITHDRAW FROM THE STATE PERSONNEL SYSTEM SHALL ENSURE THAT THE ALTERNATIVE PERSONNEL SYSTEM ESTABLISHED FOR ITS EMPLOYEES AND THE EMPLOYEES OF THE STATE INSTITUTIONS OF HIGHER EDUCATION THAT ARE UNDER THE SUPERVISION AND CONTROL OF THE GOVERNING BOARD COMPLIES WITH THE INTENT OF SECTION 15 OF ARTICLE XII OF THE STATE CONSTITUTION."

Renumber succeeding subsections accordingly.

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

AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT

Representative Vigil moved to amend the Report of the Committee of the Whole to show that the following Vigil amendment, to HB04-1098, did pass, and that HB04-1098, as amended, did pass.

Amend the Finance Committee Report, dated January 12, 2004, page 1, after line 12, insert the following:

"(d) NOTWITHSTANDING ANY PROVISION OF THIS SUBSECTION (3), IN THE EVENT THAT THE REVENUE ESTIMATE PREPARED BY THE LEGISLATIVE COUNCIL STAFF FOR THE FISCAL YEAR COMMENCING JULY 1, 2003, INDICATES THAT THERE ARE INSUFFICIENT REVENUES TO FUND IN FULL ALL GENERAL FUND APPROPRIATIONS MADE BY THE GENERAL ASSEMBLY THEN IN EFFECT, AN AMOUNT OF THE FEDERAL RELIEF PAYMENTS RECEIVED BY THE STATE AT ANY TIME UNDER THE FEDERAL "JOBS AND GROWTH TAX RELIEF RECONCILIATION ACT OF 2003", AS AMENDED, (P.L. No. 108-27), EQUAL TO THE AMOUNT OF SUCH INSUFFICIENT REVENUES OR THE AMOUNT OF AVAILABLE FEDERAL PAYMENTS, WHICHEVER IS LESS, SHALL BE TRANSFERRED BY THE STATE TREASURER AND CONTROLLER TO THE GENERAL FUND FOR THE PURPOSE OF PAYING SUCH APPROPRIATIONS."

Reletter succeeding paragraph accordingly.

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

YES	25	NO	38	EXCUSED	02	ABSENT	00
Berry	N	Garcia	Y	McCluskey	N	Sinclair	N
Borodkin	Y	Hall	E	McFadyen	N	Smith	N
Boyd	Y	Harvey	N	McGihon	Y	Spence	N
Briggs	N	Hefley	N	Merrifield	Y	Stafford	N
Brophy	N	Hodge	Y	Miller	N	Stengel	N
Butcher	N	Hoppe	E	Mitchell	N	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	N	Rhodes	N	White	N
Coleman	Y	Lee	N	Rippy	N	Wiens	N
Crane	N	Lundberg	N	Romanoff	Y	Williams S.	Y

1	Decker	N	Madden	Y	Rose	N	Williams T.	N
2	Fairbank	N	Marshall	Y	Salazar	Y	Witwer	N
3	Frangas	Y	May	N	Schultheis	N	Young	N
4							Speaker	N

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: **HB04-1098 amended, SB04-011 amended, HB04-1002 amended, 1007 amended, 1010 amended, 1011 amended.**

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	63	NO	00	EXCUSED	02	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	E	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	E	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

House in recess. House reconvened.

REPORTS OF COMMITTEES OF REFERENCE

BUSINESS AFFAIRS & LABOR

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

HB04-1031 be postponed indefinitely.

HB04-1042 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, line 4, strike "MAY" and substitute "OR ITS DESIGNATED AGENTS SHALL";

1 line 15, after "DEPARTMENT", insert "OR ITS DESIGNATED AGENTS".

2
3 Page 3, strike line 2.

4
5
6
7 **HB04-1053** be referred to the Committee of the Whole with favorable
8 recommendation.

9
10
11 **HB04-1065** be referred to the Committee of the Whole with favorable
12 recommendation.

13
14
15 **HB04-1110** be amended as follows, and as so amended, be referred to
16 the Committee of the Whole with favorable
17 recommendation:

18
19 Amend printed bill, page 4, after line 18, insert the following:

20
21 "SECTION 8. 39-22-104 (4) (a.5), Colorado Revised Statutes, is
22 amended to read:

23
24 **39-22-104. Income tax imposed on individuals, estates, and**
25 **trusts - single rate - definitions.** (4) There shall be subtracted from
26 federal taxable income:

27
28 (a.5) For income tax years commencing on and after January 1,
29 1990, an amount equal to any interest income earned on Colorado
30 investment deposits issued by qualified financial institutions pursuant to
31 article 37 of title 11, C.R.S., AS THAT ARTICLE EXISTED PRIOR TO ITS
32 REPEAL ON JULY 1, 2004, to the extent included in federal taxable income,
33 but not to exceed twenty thousand dollars in any taxable year;

34
35 **SECTION 9.** 11-10.5-103 (2), Colorado Revised Statutes, is
36 amended to read:

37
38 **11-10.5-103. Definitions.** As used in this article, unless the
39 context otherwise requires:

40
41 (2) "Bank" means any bank organized or chartered under articles
42 ~~1 to 11 or 22~~ 10.5 OR 101 TO 109 of this title or any bank organized or
43 chartered under chapter 2 of Title 12 of the United States Code. For
44 purposes of section 11-10.5-104 and 11-10.5-111 (1) only, the definition
45 of "bank" also includes those banks chartered under the laws of other
46 states.

47
48 **SECTION 10.** 11-37.5-103 (15) (b), Colorado Revised Statutes,
49 is amended to read:

50
51 **11-37.5-103. Definitions.** As used in this article, unless the
52 context otherwise requires:

53
54 (15) "Supervisory agency" means any of the following:

55
56 (b) The commissioner and the department, for purposes of

1 administering and enforcing this article and the "Colorado Banking
2 Code", ~~of 1957~~, articles ~~1 to 11, 22, and 23~~ 101 TO 109 of this title;

3
4 **SECTION 11.** 11-37.5-104, Colorado Revised Statutes, is
5 amended to read:

6
7 **11-37.5-104. Scope and applicability - construction in harmony**
8 **with banking law.** This part 1 and part 2 of this article set forth the
9 terms and conditions under which a foreign or domestic financial
10 institution may do business in Colorado as a state-chartered foreign
11 capital depository. All provisions of the "Colorado Banking Code", ~~of~~
12 ~~1957~~, articles ~~1 to 11, 22, and 23~~ 101 TO 109 of this title, shall apply to
13 such institutions except to the extent of any conflict with the provisions
14 of this article, in which case the provisions of this article shall control.

15
16 **SECTION 12.** 11-37.5-107, Colorado Revised Statutes, is
17 amended to read:

18
19 **11-37.5-107. Effect of injunction, rule, or order.** An injunction,
20 rule, or order issued under this article, including without limitation
21 section 11-37.5-501 or 11-37.5-502, supersedes any conflicting provision
22 of this article or of the "Colorado Banking Code", ~~of 1957~~, articles ~~1 to~~
23 ~~11, 22, and 23~~ 101 TO 109 of this title.

24
25
26 **SECTION 13.** 11-37.5-111 (1) (a), Colorado Revised Statutes,
27 is amended to read:

28
29 **11-37.5-111. Suspension, revocation, and restoration of**
30 **charter.** (1) The board may suspend or revoke the charter of a
31 depository if the board finds that the depository or any director, executive
32 officer, or controlling person of the depository has:

33
34 (a) Violated any provision of this article or any rule validly
35 adopted pursuant to this article or the "Colorado Banking Code", ~~of~~
36 ~~1957~~, articles ~~1 to 11, 22, and 23~~ 101 TO 109 of this title;

37
38 **SECTION 14.** 11-37.5-121 (3), Colorado Revised Statutes, is
39 amended to read:

40
41 **11-37.5-121. Sale or transfer of charter prohibited - penalty.**
42 (3) Nothing in this section shall be construed to prohibit the sale or
43 transfer of corporate shares of a foreign capital depository; except that the
44 sale of control of an existing foreign capital depository shall be subject
45 to the change-of-control provisions of the "Colorado Banking Code". ~~of~~
46 ~~1957~~.

47
48 **SECTION 15.** 11-71-102 (3) (a) (II), Colorado Revised Statutes,
49 is amended to read:

50
51 **11-71-102. Definitions.** As used in this article, unless the context
52 otherwise requires:

53
54 (3) (a) "Depository institution" means:

55
56 (II) A trust company or other institution that is chartered pursuant

1 to article 23 109 of this title".

2
3 Renumber succeeding sections accordingly.

4
5
6 **HB04-1111** be referred to the Committee of the Whole with favorable
7 recommendation.

8
9
10
11 **JUDICIARY**

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

14
15 **HB04-1016** be referred favorably to the Committee on Appropriations

16
17
18 **HB04-1028** be referred favorably to the Committee on Appropriations

19
20
21 **HB04-1038** be amended as follows, and as so amended, be referred to
22 the Committee of the Whole with favorable
23 recommendation:

24
25 Amend printed bill, page 2, line 8, strike "HOTLINE OR" and substitute
26 "HOTLINE," and, after the second "HOTLINE," insert "OR A RAPE CRISIS
27 HOTLINE,".

28
29
30
31 **HB04-1077** be referred favorably to the Committee on Appropriations.

32
33
34 **HB04-1078** be referred to the Committee of the Whole with favorable
35 recommendation.

36
37
38 **PRINTING REPORT**

39
40 The Chief Clerk reports the following bills have been correctly printed:
41 **HB04-1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134,**
42 **1135, 1136, 1137, 1138, 1139, 1140, 1142, 1143, 1144, 1145, 1146,**
43 **1147, 1148, 1149, 1150, 1152, 1153, 1154, 1155, 1156, 1157, 1158,**
44 **1159, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169.**

45
46
47 **INTRODUCTION OF BILLS**
48 **First Reading**

49
50 The following bills were read by title and referred to the committees
51 indicated:

52
53 **HB04-1152** by Representative(s) Hoppe, Rose, Salazar, White--
54 Concerning membership requirements for the water
55 resources review committee.
56 Committee on Agriculture, Livestock, & Natural Resources

- 1 **HB04-1153** by Representative(s) Stengel--Concerning housing issues
2 for victims of domestic violence.
3 Committee on Judiciary
4
- 5 **HB04-1154** by Representative(s) Jahn; also Senator(s) McElhany--
6 Concerning the authority of the division of insurance to
7 retain certain professionals for purposes of market conduct
8 examinations.
9 Committee on Business Affairs & Labor
10
- 11 **HB04-1155** by Representative(s) Williams T.--Concerning a limitation
12 on the authority of a municipality to regulate that portion
13 of newly annexed land used as a right-of-way by
14 agricultural users.
15 Committee on Local Government
16
- 17 **HB04-1156** by Representative(s) McGihon, Borodkin, Boyd, Butcher,
18 Cerbo, Judd, Romanoff, Sinclair, Tochtrop--Concerning
19 the creation of the commission for the study of alternative
20 health programs.
21 Committee on Health, Environment, Welfare, & Institutions
22 Committee on Appropriations
23
24
- 25 **HB04-1157** by Representative(s) Larson; also Senator(s) Isgar--
26 Concerning the procedures for purging title to a
27 manufactured home.
28 Committee on Local Government
29
- 30 **HB04-1158** by Representative(s) Madden, McCluskey, Paccione--
31 Concerning nutrition integrity policies for Colorado school
32 children.
33 Committee on Education
34 Committee on Appropriations
35
36
- 37 **HB04-1159** by Representative(s) Decker, White, Briggs, Brophy,
38 Hefley--Concerning the modification of the "Colorado
39 Uniform Jury Selection and Service Act".
40 Committee on Judiciary
41
- 42 **HB04-1160** by Representative(s) Sinclair--Concerning increased rights
43 for mobile home owners who lease space in mobile home
44 parks.
45 Committee on Local Government
46
- 47 **HB04-1161** by Representative(s) Paccione, Merrifield--Concerning
48 grants from the Colorado economic development
49 commission to microenterprise development organizations
50 for the purpose of providing support to microenterprises
51 within the state, and making an appropriation therefor.
52 Committee on Business Affairs & Labor
53 Committee on Appropriations
54
- 55 **HB04-1162** by Representative(s) Coleman, Carroll, Frangas, Larson,
56 Madden, Paccione, Ragsdale, Sinclair, Stafford; also

- 1 Senator(s) Arnold--Concerning reduction of the blood
2 alcohol content level for driving offenses.
3 Committee on Information & Technology
4
- 5 **HB04-1163** by Representative(s) Merrifield, White, Borodkin,
6 Madden, McGihon, Mitchell, Paccione, Plant, Rose,
7 Salazar, Tochtrop, Williams S.--Concerning the reduction
8 of the amount that state vendors are allowed to retain as
9 payment for the collection of state taxes in order to fund
10 statewide marketing efforts.
11 Committee on Information & Technology
12 Committee on Finance
13 Committee on Appropriations
14
- 15 **HB04-1164** by Representative(s) Paccione; also Senator(s) Gordon--
16 Concerning the addition of a need-based component to
17 merit-based financial aid.
18 Committee on Education
19
- 20 **HB04-1165** by Representative(s) Lundberg--Concerning changes to the
21 felony threshold loss amount in certain crimes.
22 Committee on Judiciary
23
- 24 **HB04-1166** by Representative(s) McCluskey, Hall, Rippy, Williams
25 T.--Concerning an increase in the amount of moneys
26 transferred by the state board for community colleges and
27 occupational education from the Colorado customized
28 training program to the Colorado existing industry training
29 program.
30 Committee on Education
31
- 32 **HB04-1167** by Representative(s) Plant, Borodkin, Boyd, Cerbo,
33 Madden, McFadyen, McGihon, Merrifield; also Senator(s)
34 Grossman, Groff--Concerning the allocation of a debtor's
35 payment to a creditor of credit card debt.
36 Committee on Business Affairs & Labor
37
- 38 **HB04-1168** by Representative(s) Hodge, Cerbo, Miller, Ragsdale,
39 Weddig--Concerning the creation of the spinal cord injury
40 research board for the purpose of awarding spinal cord
41 injury research grants.
42 Committee on Health, Environment, Welfare, & Institutions
43 Committee on Appropriations
44
- 45 **HB04-1169** by Representative(s) Frangas, Jahn; also Senator(s)
46 Sandoval--Concerning the property tax exemption for
47 qualifying seniors, and, in connection therewith,
48 increasing the maximum amount of actual value of the
49 primary owner-occupied residence of a qualifying senior
50 that is partly exempt from taxation from property taxation
51 for the 2004 and 2005 property tax years and reducing the
52 statutory general fund reserve requirement by the amount
53 needed to fund the property tax exemption.
54 Committee on Finance
55 Committee on Appropriations
56

- 1 **HB04-1170** by Representative(s) Cloer, Schultheis, McFadyen,
2 Stafford--Concerning the sentencing of a defendant
3 convicted of second degree assault under the general
4 sentencing guidelines in certain circumstances.
5 Committee on Judiciary
6
- 7 **HB04-1171** by Representative(s) Weddig, Borodkin; also Senator(s)
8 Hagedorn--Concerning authorization for the state
9 personnel director to contract with any necessary
10 organization to create a retirement health savings trust for
11 the benefit of state employees.
12 Committee on State, Veterans, & Military Affairs
13 Committee on Appropriations
14
- 15 **HB04-1172** by Representative(s) Cerbo--Concerning compliance with
16 all applicable laws by participants in the procurement
17 process.
18 Committee on Information & Technology
19 Committee on Appropriations
20
- 21 **HB04-1173** by Representative(s) Garcia--Concerning the regulation of
22 the use of mobile communication devices by permitted
23 drivers in motor vehicles.
24 Committee on Information & Technology
25 Committee on Transportation & Energy
26
27
- 28 **HB04-1174** by Representative(s) Schultheis--Concerning audits for
29 compliance with the fiscal limitations of the taxpayer's bill
30 of rights in the state constitution.
31 Committee on Local Government
32
- 33 **HB04-1175** by Representative(s) Boyd, Sinclair--Concerning the
34 availability of emergency contraception to a survivor of a
35 sexual assault.
36 Committee on Health, Environment, Welfare, & Institutions
37
- 38 **HB04-1176** by Representative(s) Hodge--Concerning a requirement
39 that recipients of housing grants follow standards of
40 universal design.
41 Committee on State, Veterans, & Military Affairs
42
43
- 44 **HB04-1177** by Representative(s) Spradley, Cloer; also Senator(s)
45 Hillman--Concerning health insurance, and, in connection
46 therewith, making it a deceptive trade practice in the
47 business of insurance to deny coverage to an individual
48 solely on the basis that the individual donated a kidney,
49 making it a deceptive trade practice under the consumer
50 protection act to sell health discount services without
51 certain disclosures, and increasing incentives for insurers
52 to provide health benefit coverage to multiple employer
53 welfare arrangements.
54 Committee on Health, Environment, Welfare, & Institutions
55

- 1 **HB04-1178** by Representative(s) Briggs, Hall--Concerning regulation
2 of pesticide applicators by the state department of
3 agriculture.
4 Committee on Agriculture, Livestock, & Natural Resources
5 Committee on Finance
6
- 7 **HB04-1179** by Representative(s) Decker, Briggs, Cadman, Coleman,
8 Frangas, Hefley, King, Larson, Rose, Sinclair, Welker,
9 Williams T., Witwer; also Senator(s) Evans--Concerning
10 the retail sale of methamphetamine precursor drugs.
11 Committee on Health, Environment, Welfare, & Institutions
12
- 13 **HB04-1180** by Representative(s) Williams S., Briggs, Decker, Jahn,
14 McFadyen, McGihon, Merrifield, Paccione, Pommer,
15 Vigil; also Senator(s) Sandoval, Gordon, Groff, Grossman,
16 Isgar, Jones, Tapia, Tupa--Concerning kindergarten
17 programs.
18 Committee on Education
19 Committee on Appropriations
20
- 21 **HB04-1181** by Representative(s) Briggs, Decker, Hall, Merrifield,
22 Weddig; also Senator(s) Entz--Concerning the
23 establishment of a public officials' compensation
24 commission.
25 Committee on State, Veterans, & Military Affairs
26 Committee on Appropriations
27
- 28 **HB04-1182** by Representative(s) Cloer, Boyd, Clapp, Coleman,
29 Frangas, Jahn, Stafford, Tochtrop, White, Wiens; also
30 Senator(s) Hillman, Sandoval--Concerning standards for
31 the cleanup of illegal drug laboratories.
32 Committee on Health, Environment, Welfare, & Institutions
33
- 34 **HB04-1183** by Representative(s) Borodkin, Boyd, Hodge, McGihon,
35 Plant, Weddig--Concerning energy efficiency standards
36 for specified devices.
37 Committee on Transportation & Energy
38 Committee on Appropriations
39
- 40 **HB04-1184** by Representative(s) Boyd, Larson--Concerning measures
41 to reduce energy bills through utility energy conservation
42 programs.
43 Committee on Transportation & Energy
44
- 45 **HB04-1185** by Representative(s) Smith--Concerning the Denver basin
46 aquifers.
47 Committee on Agriculture, Livestock, & Natural Resources
48
- 49 **HB04-1186** by Representative(s) Stafford, Crane, Fairbank, Lee,
50 Lundberg, McCluskey, Mitchell; also Senator(s) Johnson
51 S.--Concerning limitations on damages in civil actions
52 brought against nonprofit entities that contract with the
53 department of human services to provide out-of-home
54 placement services for children.
55 Committee on Health, Environment, Welfare, & Institutions
56

- 1 **HB04-1187** by Representative(s) Harvey, May M.--Concerning an
2 alien's ability to establish Colorado domicile for in-state
3 tuition purposes.
4 Committee on Education
5
6 **HB04-1188** by Representative(s) Weddig, Briggs, Williams S.; also
7 Senator(s) Cairns--Concerning the terms of employment
8 of employees appointed by county officers.
9 Committee on Local Government
10 Committee on State, Veterans, & Military Affairs
11
12 **HB04-1189** by Representative(s) Romanoff--Concerning changes to
13 decrease the disparity between the time sentenced and the
14 time served by individuals who are convicted of violent
15 crimes.
16 Committee on Judiciary
17
18 **HB04-1190** by Representative(s) Romanoff--Concerning economic
19 development incentives, and, in connection therewith,
20 eliminating the insurance premium tax credit allowed to
21 certified investors who make certified investments in
22 certified capital companies on or after January 31, 2004,
23 and creating an offsetting income tax credit for low-
24 income housing.
25 Committee on Finance
26 Committee on Appropriations
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31 On motion of Representative King, the House adjourned until 9:00 a.m.,
32 January 15, 2004.
33

34 Approved:
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38 LOLA SPRADLEY,
39 Speaker
40

41 Attest:
42

43 JUDITH RODRIGUE,
44 Chief Clerk