HOUSE JOURNAL

SIXTY-FOURTH GENERAL ASSEMBLY

STATE OF COLORADO

Second Regular Session

One hundred-fifteenth Legislative Day Friday, April 30, 2004

Prayer by Father Michael Suchnicki, Samaritan House, Denver.

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

Pledge of Allegiance led by Representative Hefley.

The roll was called with the following result:

Present--63.
Excused--Representatives McGihon, Mitchell--2.
Present after roll call--Representatives McGihon, Mitchell.

The Speaker declared a quorum present.

On motion of Representative Brophy, the reading of the journal of April 29, 2004, was declared dispensed with and approved as corrected by the Chief Clerk.

CONSIDERATION OF RESOLUTIONS

HJR04-1062 by Representative(s) Weissmann, Mitchell; also Senator(s) Tupa--Concerning the general assembly urging the National Aeronautics and Space Administration to reconsider its decision to not extend the life of the Hubble Space Telescope.

(Printed and placed in member's file.)

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

Co-sponsors added: Roll Call of the House.

HR04-1010 by Representative(s) Merrifield--Concerning the 35th anniversary of the Performing Arts for Youth Organization.

(Printed and placed in member's file.)

On motion of Representative Merrifield, the resolution was read at length and **adopted** by the following roll call vote:

YES	63	NO	01	EXCUSED	00	ABSENT	01
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	N	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	-
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

Co-sponsors added: Representatives Borodkin, Boyd, Butcher, Cadman, Carroll, Cloer, Coleman, Decker, Frangas, Garcia, Hodge, Larson, Madden, Marshall, McFadyen, McGihon, Paccione, Ragsdale, Romanoff, Salazar, Stafford, Tochtrop, Vigil, Weddig, Weissmann, Williams T.

House in recess. House reconvened.

MESSAGES FROM THE SENATE

Madam Speaker:

The Senate has adopted and transmits herewith: SJR04-035, amended as printed in Senate Journal, April 30.

The Senate has adopted and transmits herewith: SJR04-043.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

On motion of Representative King, the rules were suspended and the resolutions given immediate consideration.

SJR04-035 by Senator(s) Taylor, Andrews; also Representative(s) Larson--Concerning the declaration of April 30, 2004, as Peace Officer Appreciation Day, May 9-15, 2004, as Police Week, and May 15, 2004, as Peace Officers' Memorial Day.

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

Co-sponsors added: Roll Call of the House.

SJR04-043 by Senator(s) Anderson; also Representative(s) Fairbank--Concerning the recognition of the members of Company H, 3rd Battalion, 5th Marine Division, 1st Provisional Marine Brigade, who were called into action during the Korean War, and, in connection therewith, recognizing the reunion of these marines in Denver this May.

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

Co-sponsors added: Roll Call of the House.

THIRD READING OF BILLS--FINAL PASSAGE

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

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

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

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

Co-sponsor added: Representative Coleman.

SB04-223 by Senator(s) McElhany; also Representative(s) Briggs--Concerning the designation of public transit officers as peace officers.

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

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

Co-sponsors added: Representatives Boyd, Weddig.

SB04-221 by Senator(s) Taylor; also Representative(s) White--Concerning the authority of a metropolitan district to exercise specified enforcement activities of other entities within the boundaries of the district.

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

YES	43	NO	22	EXCUSED	00	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
Boyd	Y	Harvey	N	McGihon	Y	Spence	Y
Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
Brophy	N	Hodge	Y	Miller	Y	Stengel	Y
Butcher	N	Hoppe	Y	Mitchell	N	Tochtrop	N
Cadman	N	Jahn	Y	Paccione	N	Vigil	Y
Carroll	Y	Johnson	Y	Plant	Y	Weddig	N
Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	N
Clapp	Y	King	N	Ragsdale	N	Welker	N
Cloer	N	Larson	Y	Rhodes	N	White	Y
Coleman	Y	Lee	N	Rippy	Y	Wiens	N
Crane	N	Lundberg	N	Romanoff	Y	Williams S.	Y
Decker	Y	Madden	N	Rose	Y	Williams T.	Y
Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	N
Frangas	Y	May	N	Schultheis	N	Young	Y
						Speaker	Y

Co-sponsors added: Representatives Coleman, Larson, Miller, Rippy.

SB04-236 by Senator(s) Anderson; also Representative(s) Miller--Concerning the transformation of the office of emergency management into a division of the department of local affairs.

The question being "Shall the bill pass?".

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

YES	64	NO	01	EXCUSED	00	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	N
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

Co-sponsors added: Representatives Butcher, Coleman, Hoppe, McFadyen, McGihon.

SB04-213 by Senator(s) Arnold, Cairns, Hillman, Jones, Lamborn; also Representative(s) Crane--Concerning voter identification.

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

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

Co-sponsors added: Representatives Marshall, McFadyen, Paccione, Ragsdale, Spence, Welker.

SB04-211 by Senator(s) Hillman; also Representative(s) Spradley--Concerning increased efficiencies in the operation of the unclaimed property program in order to make available a portion of the unclaimed property trust fund to support CoverColorado.

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

YES	53	NO	12	EXCUSED	00	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
Boyd	N	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	N	Jahn	Y	Paccione	Y	Vigil	N
Carroll	Y	Johnson	Y	Plant	N	Weddig	Y
Cerbo	Y	Judd	Y	Pommer	N	Weissmann	N
Clapp	Y	King	Y	Ragsdale	Y	Welker	N
Cloer	Y	Larson	Y	Rhodes	Y	White	Y
Coleman	Y	Lee	N	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	N	Romanoff	Y	Williams S.	Y
Decker	N	Madden	Y	Rose	Y	Williams T.	Y
Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	N	Schultheis	N	Young	Y
						Speaker	Y

Co-sponsors added: Representatives Butcher, Coleman, Hoppe, Larson, Marshall, McCluskey, Spence.

SB04-192 by Senator(s) Lamborn, Tupa; also Representative(s) Fairbank, Madden--Concerning precinct caucus day.

The question being "Shall the bill pass?".
A roll call vote was taken. As shown by the following recorded vote, less than a majority of those elected to the House voted in the affirmative and the bill was declared **lost**.

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

HB04-1455 by Representative(s) Young, Spradley; also Senator(s) Teck--Concerning the elimination of appropriations of revenue made for the payment of the expenses of the state of Colorado, including its departments, agencies, and institutions, that are appropriated on January 1, 2005.

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

YES	42	NO	23	EXCUSED	00	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	N	Hall	Y	McFadyen	Y	Smith	Y
Boyd	N	Harvey	Y	McGihon	N	Spence	Y
Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
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	Y	Plant	N	Weddig	N
Cerbo	N	Judd	N	Pommer	N	Weissmann	N
Clapp	Y	King	Y	Ragsdale	N	Welker	Y
Cloer	Y	Larson	N	Rhodes	Y	White	Y
Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	Y	Romanoff	N	Williams S.	Y
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

Co-sponsors added: Representatives Cadman, Garcia, Hefley, Williams T.

IMMEDIATE RECONSIDERATION OF HB04-1455

Having voted on the prevailing side, Representative King moved for immediate reconsideration of **HB04-1455**. As shown by the following recorded vote less than a two-thirds majority of those elected to the House voted in the affirmative and the motion was declared **lost**:

YES	25	NO	40	EXCUSED	00	ABSENT	00
Berry	N	Garcia	N	McCluskey	N	Sinclair	N
Borodkin	Y	Hall	N	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	Y	Hoppe	N	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
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

SB04-065 by Senator(s) Keller, Arnold; also Representative(s) Larson, Coleman--Concerning the "Child Mental Health Treatment Act", and making an appropriation therewith.

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

YES	56	NO	09	EXCUSED	00	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
Boyd	Y	Harvey	N	McGihon	Y	Spence	Y
Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
Brophy	N	Hodge	Y	Miller	Y	Stengel	Y
Butcher	Y	Hoppe	N	Mitchell	N	Tochtrop	Y
Cadman	N	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	N	Ragsdale	Y	Welker	N
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	N	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	Y	Schultheis	N	Young	Y
						Speaker	Y

Co-sponsors added: Representatives Berry, Boyd, Carroll, Frangas, Jahn, Johnson, Madden, McGihon, Merrifield, Mitchell, Paccione, Romanoff, Stafford, Tochtrop, Williams S.

SB04-206 by Senator(s) McElhany, Hanna, Anderson, Andrews, Chlouber, Dyer, Fitz-Gerald, Groff, Grossman, Hagedorn, Johnson S., Keller, Kester, Phillips, Reeves, Sandoval, Teck; also Representative(s) Witwer, Hefley, Harvey, Boyd, Carroll, Clapp, Coleman, Fairbank, Frangas, Hall, Johnson R., King, Mitchell, Plant, Rhodes, Romanoff, Spradley, Stafford, Tochtrop, Young--Concerning hospice care for persons who are eligible under the "Colorado Medical Assistance Act", and making an appropriation Therefor.

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

YES	64	NO	01	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	N	Young	Y
						Speaker	Y

Co-sponsors added: Representatives Borodkin, Hodge, Madden, Marshall, McFadyen, McGihon, Miller, Spence, Stengel, Weissmann, White, Williams S.

SB04-219 by Senator(s) Kester, May R., Chlouber, Fitz-Gerald, Groff, Hanna, Hillman, Johnson S., Jones, Takis, Taylor, Veiga; also Representative(s) Berry--Concerning the electronic filing system for documents received by a county clerk and recorder.

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

YES	61	NO	04	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	N
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	N	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	N	Young	Y
						Speaker	N

Co-sponsors added: Representatives Hall, Hodge, McFadyen, Paccione, Rippy, Romanoff, Weddig, Williams S.

HB04-1456 by Representative(s) Berry; also Senator(s) McElhany--Concerning the authorization of the department of transportation to dispose of non-right-of-way property for the purpose of entering into a lease with an option to purchase.

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

YES	49	NO	16	EXCUSED	00	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
Boyd	Y	Harvey	N	McGihon	Y	Spence	Y
Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
Brophy	N	Hodge	Y	Miller	Y	Stengel	Y
Butcher	Y	Hoppe	Y	Mitchell	N	Tochtrop	Y
Cadman	N	Jahn	Y	Paccione	N	Vigil	Y
Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	N
Clapp	Y	King	Y	Ragsdale	Y	Welker	N
Cloer	N	Larson	Y	Rhodes	N	White	Y
Coleman	Y	Lee	N	Rippy	Y	Wiens	N
Crane	Y	Lundberg	N	Romanoff	Y	Williams S.	Y
Decker	Y	Madden	Y	Rose	N	Williams T.	Y
Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	N	Schultheis	N	Young	Y
						Speaker	N

Co-sponsor added: Representative Williams S.

SB04-001 by Senator(s) Cairns, Hillman, Andrews, Lamborn; also Representative(s) Spradley, Schultheis, Crane, Harvey, Lundberg, May M., Mitchell, Welker, Williams T.--Concerning the exemption of business personal property from property taxation.

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

YES	50	NO	15	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	N	Spence	Y
Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
Brophy	Y	Hodge	N	Miller	Y	Stengel	Y
Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
Cadman	N	Jahn	Y	Paccione	Y	Vigil	Y
Carroll	N	Johnson	Y	Plant	N	Weddig	Y
Cerbo	N	Judd	Y	Pommer	N	Weissmann	N
Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
Cloer	Y	Larson	N	Rhodes	N	White	Y
Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	N	Romanoff	Y	Williams S.	Y
Decker	Y	Madden	N	Rose	Y	Williams T.	Y
Fairbank	Y	Marshall	Y	Salazar	N	Witwer	Y
Frangas	Y	May	Y	Schultheis	N	Young	N
						Speaker	Y

Representatives Lundberg, Schultheis requested their names be removed as sponsors.
Co-sponsors added: Representatives Boyd, Coleman, Frangas, Hall, Hefley, Jahn, Marshall, Rippy, Spence, Stengel, Weddig, Young.

SB04-114 by Senator(s) Andrews, May R.; also Representative(s) Berry--Concerning the authority of the state auditor to undertake a performance audit of the regional transportation district.

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

YES	60	NO	05	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	N	Hefley	Y	Merrifield	Y	Stafford	Y
Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
Butcher	N	Hoppe	Y	Mitchell	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
Carroll	Y	Johnson	Y	Plant	Y	Weddig	N
Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	N
Clapp	Y	King	Y	Ragsdale	N	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

Co-sponsors added: Representatives Borodkin, Butcher, Cadman, Coleman, Fairbank, Frangas, Harvey, Johnson, Lee, Marshall, May, McFadyen, McGihon, Miller, Rhodes, Romanoff, Schultheis, Sinclair, Spence, Stafford, Vigil, Welker, Williams S.

SB04-230 by Senator(s) Cairns, May R., Andrews, Chlouber, Dyer, Entz, Evans, Hagedorn, Hillman, Isgar, Johnson S., Jones, Kester, Lamborn, McElhany, Nichol, Owen, Sandoval, Tapia, Taylor, Teck; also Representative(s) Tochtrop, Salazar, Sinclair, Weddig, Witwer--Concerning the issuance of a Vietnam veteran special license plate, and making an appropriation.

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

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

Co-sponsors added: Representatives Berry, Boyd, Brophy, Butcher, Cadman, Cloer, Coleman, Decker, Fairbank, Frangas, Harvey, Larson, Lee, McFadyen, McGihon, Miller, Paccione, Ragsdale, Rhodes, Romanoff, Rose, Schultheis, Smith, Spence, Stafford, Williams S., Speaker.

SB04-222 by Senator(s) Entz; also Representative(s) Smith--Concerning the authority of the state engineer to administer underground water use in water division 3, and, in connection therewith, protecting senior water rights, preventing unreasonable underground water level declines, maintaining sustainable underground water supplies, and encouraging the use of ground water management subdistricts in water division 3.

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

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

Co-sponsors added: Representatives Brophy, Butcher, Frangas, Madden, Marshall, McFadyen, Miller, Paccione, Ragsdale, Rippy, Romanoff, Rose, Vigil, Weddig, Williams S., Speaker.

SB04-224 by Senator(s) Arnold; also Representative(s) Stengel, Larson--Concerning sunrise review of peace officer status.

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

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

Co-sponsors added: Representatives Carroll, Cloer, Coleman, Frangas, Hall, Hoppe, McCluskey, McFadyen, McGihon, Merrifield, Miller, Rose, Weissmann, Williams S., Speaker.

SB04-243 by Senator(s) Andrews; also Representative(s) Stengel--Concerning the creation of an incentive for a state agency to achieve cost savings by allowing the agency to keep a portion of the cost savings for the purpose of paying performance-based bonuses to the employees of the agency.

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

YES	64	NO	01	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	N	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

Co-sponsors added: Representatives Cadman, Fairbank, Hall, Hoppe, Larson, Lundberg, Marshall, McCluskey, McFadyen, Miller, Mitchell, Rhodes, Schultheis, Spence, Williams T.

SB04-249 by Senator(s) Hillman; also Representative(s) King--Concerning the definition of an employer for purposes of the "Colorado Workers' Compensation Act" in situations in which a general contractor engages others to perform work on the general contractor's behalf.

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

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

Co-sponsors added: Representatives Cadman, Cloer, Hefley, Larson, Marshall, Ragsdale, Rhodes, Rippy, Schultheis, Welker, Williams T.

SB04-247 by Senator(s) Taylor; also Representative(s) Coleman--Concerning reform of the first pool of premium tax credits available under the "Certified Capital Company Act".

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

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

Co-sponsors added: Representatives Frangas, Marshall, Paccione, Ragsdale, Rhodes, Romanoff, Williams S.

SB04-237 by Senator(s) Chlouber; also Representative(s) Fairbank--Concerning authorization of an alcohol beverage racetrack licensee to own certain other types of alcohol beverage licenses that authorize on-premise consumption of alcohol.

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

YES	57	NO	08	EXCUSED	00	ABSENT	00
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	Y	Stafford	Y
Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
Butcher	Y	Hoppe	Y	Mitchell	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
Carroll	N	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	N	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	N	Romanoff	N	Williams S.	Y
Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	N	Schultheis	Y	Young	Y
						Speaker	Y

Co-sponsor added: Representative McFadyen

SB04-229 by Senator(s) Evans; also Representative(s) Williams T.--Concerning modifications to the "Central Filing of Effective Financing Statement Act".

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

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

Co-sponsor added: Representative Stengel.

House in recess. House reconvened.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB04-108 by Senator(s) Hillman; also Representative(s) McCluskey--Concerning the administration of claims under the "Unclaimed Property Act".

(Conference Committee Report printed in House Journal, April 26, pages 1552-1553.)

On motion of Representative McCluskey, the Conference Committee Report was **adopted** by the following roll call vote:

YES	64	NO	01	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	N
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

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

YES	63	NO	02	EXCUSED	00	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	N	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	N
						Speaker	Y

Co-sponsors added: Representatives Miller, Rhodes, Rose, Wiens, Speaker.

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

(Conference Committee Report printed in House Journal, April 27, pages 1563-1564.)

On motion of Representative Mitchell, the Conference Committee Report was **adopted** by the following roll call vote:

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

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

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

Co-sponsor added: Representative Miller.

CONSIDERATION OF SENATE AMENDMENTS

HB04-1141 by Representative(s) King, Briggs, Cadman, Carroll, Clapp, Cloer, Crane, Decker, Fairbank, Hall, Harvey, Hefley, Jahn, Lee, Lundberg, May M., Miller, Mitchell, Rhodes, Rose, Schultheis, Sinclair, Spence, Spradley, Stafford, Welker, White, Wiens, Witwer; also Senator(s) Andrews, Arnold, Chlouber, Dyer, Evans, Groff, Hagedorn, Hillman, Johnson S., Jones, Kester, Lamborn, May R., McElhany, Owen, Teck--Concerning charter schools, and, in connection therewith, providing for the creation of state charter schools, and making an appropriation therefor.

(Amended as printed in Senate Journal, April 21, pages 930-939, and on Third Reading as printed in Senate Journal April 22.)

Representative King moved that the House **not concur** in Senate amendments and that a Conference Committee be appointed. The motion was declared **passed** by the following roll call vote:

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

The Speaker appointed Representatives King, Chairman, Spence and Carroll as House conferees to the bill.

HCR04-1005 by Representative(s) Marshall, Jahn, Coleman, Carroll, Crane, Hefley, King, Lee, Miller, Mitchell, Paccione, Romanoff, Rose, Schultheis, Spence, Stengel, Weddig, Welker, White, Williams S.; also Senator(s) Anderson, Andrews, Hillman, Sandoval, Takis--Submitting to the registered electors of the state of Colorado amendments to sections 13, 14, and 15 of article XII and section 22 of article IV of the constitution of the state of Colorado, concerning reform of the state civil service system, and, in connection therewith, modifying the merit principle, exempting certain positions from the system, modifying the number of eligible applicants from which an appointment is to be made, modifying the residency requirement, expanding the duration of temporary employment, specifying the rule-making authority of the state personnel board and the state personnel director, allowing the general assembly to reallocate the rule-making authority of the state personnel board and the state personnel director, authorizing a modification to the veterans' preference, and making conforming amendments.

(Amended as printed in Senate Journal, April 20, pages 888- 894 and on Third Reading as printed in Senate Journal, April 28.)

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

YES	63	NO	02	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	N	Lee	Y	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
Decker	N	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

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

YES	63	NO	02	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	N
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	N	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

Co-sponsors added: Representatives Briggs, Merrifield, Ragsdale, Vigil.

HB04-1373 by Representative(s) Marshall, Jahn, Miller; also Senator(s) Anderson--Concerning modifications to the "State Personnel System Act".

(Amended as printed in Senate Journal, April 27, page 1027 and on Third Reading as printed in Senate Journal, April 28.)

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

YES	64	NO	01	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	N	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

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

YES	64	NO	01	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	N	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

Co-sponsors added: Representatives Crane, Lee, Paccione, Ragsdale, Weddig.

HB04-1292 by Representative(s) Clapp, Stengel, Cadman, Fairbank, Jahn, Lee, May M., Rose, Stafford, Welker, White, Young; also Senator(s) Hagedorn--Concerning requirements of an insurer regarding factors that may negatively affect an insured's ability to obtain homeowner's insurance.

(Amended as printed in Senate Journal, March 19, pages 578-579, and as printed in Senate Journal, March 24, page 626.)

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

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

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

YES	60	NO	05	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	N	Ragsdale	Y	Welker	Y
Cloer	Y	Larson	Y	Rhodes	Y	White	Y
Coleman	Y	Lee	N	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	N	Romanoff	Y	Williams S.	Y
Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	N
Frangas	Y	May	Y	Schultheis	N	Young	Y
						Speaker	Y

Co-sponsors added: Representatives Larson, McCluskey.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB04-1061 by Representative(s) Berry, Hefley, Jahn, Madden, McFadyen, Williams S.; also Senator(s) Takis--Concerning the utilization of child advocacy centers.

(Conference Committee Report printed in House Journal, April 27, page 1636.)

On motion of Representative Berry, the Conference Committee Report was **adopted** by the following roll call vote:

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

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

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

Co-sponsor added: Representative Williams S.

HB04-1115 by Representative(s) Rhodes, Coleman, Harvey, Hodge, Hoppe, Larson, Marshall, McCluskey, Paccione, Wiens, White, Williams T.; also Senator(s) Tapia--Concerning the continuation of the state board of registration for professional engineers and professional land surveyors.

(Conference Committee Report printed in House Journal, April 27, pages 1636-1637.)

On motion of Representative Rhodes, the Conference Committee Report was **adopted** by the following roll call vote:

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

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

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

HB04-1387 by Representative(s) Hefley; also Senator(s) Dyer--Concerning changes to the procedural criminal laws.

(Conference Committee Report printed in House Journal, April 27, pages 1637-1638.)

On motion of Representative Hefley, the Conference Committee Report was **adopted** by the following roll call vote:

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

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

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

HB04-1263 by Representative(s) Lundberg, Schultheis, May M., Brophy, Cloer, Frangas, Hall, Harvey, Lee, Miller, Rippy, Rose, Spradley, Tochtrop, Welker; also Senator(s) Cairns--Concerning the removal of the requirement under Colorado law for submission of a social security number on an application for a license issued by the division of wildlife.

(Conference Committee Report printed in House Journal, April 27, page 1637.)

On motion of Representative Lundberg, the Conference Committee Report was **adopted** by the following roll call vote:

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

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

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

Co-sponsors added: Representatives Coleman, Johnson, Larson.

CONSIDERATION OF RESOLUTION

HR04-1012 by Representative(s) Cloer, Garcia, Jahn, Johnson R.--Concerning the retirement of "JR" Judith Rodrigue as the Chief Clerk of the House of Representatives **after** 24 years of service.

(Printed and placed in member's file.)

On motion of Representative Cloer, the resolution was read at length and **adopted** 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	Y	Merrifield	Y	Stafford	Y
Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	E
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	E
						Speaker	Y

Co-sponsors added: Roll Call of the House.

REPORTS OF COMMITTEES OF REFERENCE

AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES

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

SB04-118 be postponed indefinitely.

APPROPRIATIONS

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

HB04-1464 be referred to the Committee of the Whole with favorable recommendation.

SB04-226 be referred to the Committee of the Whole with favorable recommendation.

SB04-231 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 3, strike lines 11 through 18, and substitute the following:

"**SECTION 2. Appropriation - adjustments to the 2004 long bill.** For the implementation of this act, appropriations made in the annual general appropriation act to the department of state, administration division, out of moneys in the department of state cash fund created in section 24-21-104 (3) (b), Colorado Revised Statutes, for the fiscal year beginning July 1, 2004, shall be adjusted as follows:

(1) The appropriation for personal services is decreased by thirty-four thousand seven hundred dollars ($34,700) and 1.1 FTE.

(2) The appropriation for operating expenses is decreased by five hundred dollars ($500).".

SB04-256 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend the Finance Committee Report, dated April 29, 2004, and substitute the following:

"Amend reengrossed bill, page 3, line 24, strike "(a)".

Page 4, strike line 2 and substitute the following:

"(2) THE";

line 11, strike "(c)" and substitute "(3)";

line 19, strike "PARAGRAPH (c)" and substitute "SUBSECTION (3)";

line 22, strike "(d)" and substitute "(4)";

strike lines 25 through 27.

Page 5, strike lines 1 through 5;

line 16, strike "38-13-116.7 (1) (c)," and substitute "38-13-116.7 (3),";

line 18, after "COLORADO", insert "TRAVEL AND";

line 19, strike "38-13-116.7 (1) (c)," and substitute "38-13-116.7 (3),".".

EDUCATION

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

HB04-1461 be referred favorably to the Committee on Appropriations.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed: **HB04-1463, 1464; HCR-1019**.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: **SB04-205**.

MESSAGES FROM THE SENATE

Madam Speaker:

The Senate has postponed indefinitely HCR04-1009. The resolution is returned herewith.
The Senate failed to pass HB04-1408, on Second Reading. The bill is returned herewith.
The President appointed Senators Johnson, chairman, Reeves, and Kester, as members of the First Conference Committee on HB04-1261.
The President appointed Senators Johnson, chairman, Reeves, and Kester, as members of the First Conference Committee on HB04-1003.
The Senate has adopted and transmits herewith: SJR04-014, 022, 017, 032, 038, 039, 040, 046, 013, 042.

The Senate has adopted and transmits herewith: SJR04-010, amended as printed in Senate Journal, March 5, page 436, and in Senate Journal, April 29.
The Senate has adopted and returns herewith: HJR04-1045, 1037.
The Senate has adopted and transmits herewith: SJM04-003, 004.

The Senate has passed on Third Reading and returns herewith HB04-1430, 1171, 1210, 1375, 1405, 1435, 1438, 1362, 1347, 1445.
The Senate has passed on Third Reading and transmitted to the Revisor of Statutes: SB04-253, 254, 233,
SB04-251, amended as printed in Senate Journal, April 29, 2004, page 1097,
SB04-257, amended as printed in Senate Journal, April 29, 2004, pages 1105-1106,
HB04-1256, amended as printed in Senate Journal, April 29, 2004, pages 1084-1085,
HB04-1034, amended as printed in Senate Journal, April 29, 2004, page 1085,
HB04-1441, amended as printed in Senate Journal, April 29, 2004, page 1074,
HB04-1451, amended as printed in Senate Journal, April 29, 2004, page 1099,
HB04-1360, amended as printed in Senate Journal, April 29, 2004, page 1102,
HB04-1086, amended as printed in Senate Journal, April 29, 2004, page 1105,
HB04-1207, amended as printed in Senate Journal, April 29, 2004, page 1105,
HB04-1433, amended as printed in Senate Journal, April 29, 2004, page 1105.

The Senate failed to pass HB04-1242, on Second Reading. The bill is returned herewith.

MESSAGE FROM THE REVISOR

We herewith transmit:
Without comment, SB04-253, 254, and 233.
Without comment, as amended, HB04-1256, 1034, 1441, 1451, 1360, 1086, 1207, and 1433.
Without comment, as amended, SB04-251 and 257.

INTRODUCTION OF BILLS
First Reading

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

HB04-1465 by Representative(s) Witwer, Young, Plant; also Senator(s) Teck, Owen, Reeves--Concerning the capital

development committee, and making an appropriation in connection therewith.
Committee on Appropriations

SB04-244 by Senator(s) May R.; also Representative(s) Rippy--Concerning the statewide internet portal.
Committee on Information & Technology

SB04-252 by Senator(s) McElhany; also Representative(s) King--Concerning financing of state institutions of higher education.
Committee on Education
Committee on Appropriations

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title and laid over one day under the rules:

HJR04-1093 by Representative(s) Berry, Hoppe, Decker, Hall, Johnson R., McCluskey, McFadyen, Merrifield, Miller, Pommer, Rippy, Rose, Smith, Spence, Spradley, White, Williams S.; also Senator(s) Teck--Concerning the recognition of Representative Scott McInnis for his years of public service to the citizens of Colorado.

HJR04-1094 by Representative(s) King, Spradley, Romanoff; also Senator(s) Hillman, Andrews, Fitz-Gerald--Concerning the appointment of a joint committee to notify the Governor that the Second Regular Session of the Sixty-fourth General Assembly is about to adjourn sine die.

HR04-1020 by Representative(s) Wiens--Concerning the provision of funding for the initial attack of a wildfire.

SJR04-013 by Senator(s) Johnson S.; also Representative(s) Fairbank--Concerning lifetime and retirement savings accounts.

SJR04-014 by Senator(s) Lamborn; also Representative(s) White--Concerning Congress giving first priority to supporting and passing the defense appropriations bill.

SJR04-022 by Senator(s) Hillman; also Representative(s) Mitchell--Concerning a request that the United States Senators of the state of Colorado support a floor vote for President Bush's judicial nominees.

SJR04-032 by Senator(s) Hillman, Kester; also Representative(s) Brophy, Young, Hoppe--Concerning the designation of certain highways as the Ports-to-Plains Trade Corridor, the Heartland Expressway, and the High Plains Highway.

SJR04-039 by Senator(s) Sandoval, Tapia, Andrews; also Representative(s) Cloer, Cerbo, Coleman, Frangas, Vigil,

Salazar, Garcia--Concerning the recognition of Colorado's Hispanic population and the designation of a month to acknowledge their contributions to the state.

SJR04-046 by Senator(s) Tapia, Kester; also Representative(s) McFadyen, Butcher--Concerning a request for the department of defense to fully fund the Pueblo chemical depot project.

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

SJR04-010 by Senator(s) Keller; also Representative(s) Jahn--Concerning paperless voting systems.
Committee on State, Veterans, & Military Affairs

SJR04-017 by Senator(s) Andrews; also Representative(s) Harvey--Concerning the recognition of the importance of Western civilization.
Committee on Education

SJR04-038 by Senator(s) Teck, Isgar, Johnson S.; also Representative(s) Berry--Concerning the use of technology and electronic monitoring devices (telehealth care) in the delivery of health care services in the home.
Committee on Health, Environment, Welfare, & Institutions

SJR04-040 by Senator(s) May R., Jones; also Representative(s) Sinclair--Concerning American patriotism in Colorado schools.
Committee on Education

SJR04-042 by Senator(s) Chlouber; also Representative(s) Witwer--Concerning an Office of Men's Health, and, in connection therewith, requesting that Congress pass S. 1028 and H.R. 1734 to amend the "Public Health Service Act" to create such office.
Committee on Health, Environment, Welfare, & Institutions

House in recess. House reconvened.

REPORTS OF COMMITTEES OF REFERENCE

APPROPRIATIONS

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

HB04-1465 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill page 32, strike lines 21 through 25 and substitute the following:

"**SECTION 30. Transfer of appropriation.** From the general fund appropriation made in the annual legislative appropriation act for the fiscal year beginning July 1, 2004 for allocation to the legislative council, the sum of fifty-five thousand eight hundred twelve dollars ($55,812) and 1.0 FTE is hereby transferred to the joint budget committee for the implementation of this act.".

On motion of Representative King, **SB04-225, HB04-1465** were made Special Orders on Friday, April 30, 2004, at 2:30 p.m.

The hour of 2:30 p.m., having arrived, on motion of Representative Spence, the House resolved itself into Committee of the Whole for consideration of Special Orders and she 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.)

SB04-225 by Senator(s) Hillman; also Representative(s) Hoppe--Concerning the enforcement of orders for the unauthorized use of designated ground water, and making an appropriation in connection therewith.

Amendment No. 1, by Representative Hoppe, Stengel.

Page 7, strike lines 2 through 27.

Strike pages 8 through 10.

Page 11, strike lines 1 and 2.

Renumber succeeding sections accordingly.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.
(For change in action, see Amendments to Report, page 1707.)

On motion of Representative King, the remainder of the Special Orders Calendar (**HB04-1465**) was laid over until May 3, retaining place on Calendar.

AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT

Representatives Stengel and Hoppe moved to amend the Report of the Committee of the Whole to show that the following portion of

Amendment No. 1 by Representatives Hoppe and Stengel to **SB04-225**, did pass, and that **SB 04-225**, as amended, did pass.

Severed section #1

Amend reengrossed bill, page 3, line 18, strike "(a)";

line 24, strike "(I)" and substitute "(a)".

Page 4, line 1, strike "(II)" and substitute "(b)";

strike lines 3 through 5.

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

YES	61	NO	00	EXCUSED	04	ABSENT	00
Berry	Y	Garcia	E	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	E
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.	E
Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	Y	Schultheis	Y	Young	Y
						Speaker	Y

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: **SB04-225 amended**.

Laid over until date indicated retaining place on Calendar: **HB04-1465**--May 3, 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	61	NO	00	EXCUSED	04	ABSENT	00
Berry	Y	Garcia	E	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	E
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.	E
Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	Y	Schultheis	Y	Young	Y
						Speaker	Y

REPORTS OF COMMITTEES OF REFERENCE

BUSINESS AFFAIRS & LABOR

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

HCR04-1012 The Committee returns herewith HCR04-1012 because consideration of the measure ws postponed for more than 30 days or until a date beyond the date for adjournment sine die of the legislative session. Therefore , under House Rule 25 (j) (3), said resolution is deemed to be postponed indefinitely.

HEALTH, ENVIRONMENT, WELFARE, & INSTITUTIONS

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

SB04-246 be referred to the Committee of the Whole with favorable recommendation.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE on HB04-1177

This Report Amends the Rerevised Bill.

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB04-1177, concerning health insurance, and, in connection therewith, making it a deceptive trade practice under the consumer protection act to sell health discount services without certain disclosures and increasing incentives for insurers to provide health benefit coverage to multiple employer welfare arrangements, has met and reports that it has agreed upon the following:

1. That the House accede to the Senate amendments made to the bill as the amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 2, line 8, strike "AN INDIVIDUAL" and substitute "A".

Page 3, strike lines 12 through 27 and substitute the following:

"of the MEWA. THE COMMISSIONER SHALL EVALUATE EACH SELF-FUNDED MEWA TO DETERMINE WHETHER THE SELF-FUNDED MEWA SHALL BE REQUIRED TO MAINTAIN EXCESS LOSS INSURANCE, AND, IF SO, THE COMMISSIONER MAY DETERMINE THE SPECIFIC AND AGGREGATE EXCESS LOSS INSURANCE AND THE SPECIFIC ATTACHMENT POINT FOR SUCH EXCESS LOSS INSURANCE TO ENSURE ACTUARIAL SOUNDNESS BASED ON THE RESERVES OF, AND THE NUMBER OF INDIVIDUALS ENROLLED IN, THE MEWA AND ANY OTHER MATTER DEEMED APPROPRIATE BY THE COMMISSIONER. IF A SELF-FUNDED MEWA MAINTAINS ADEQUATE EXCESS LOSS INSURANCE AS DETERMINED BY THE COMMISSIONER, THE COMMISSIONER MAY WAIVE A PORTION OF THE RESERVES REQUIRED TO BE MAINTAINED PURSUANT TO THIS SUBPARAGRAPH (III).".

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Amend rerevised bill, page 5, after line 1, insert the following:

"**SECTION 3.** 10-4-902 (3), Colorado Revised Statutes, is amended to read:

10-4-902. Definitions. As used in this part 9, unless the context otherwise requires:

(3) "Licensed health care provider" means a person, corporation, facility, or institution licensed or certified by this state to provide health care or professional services as a hospital, health care facility, or dispensary or to practice and practicing medicine, osteopathy, chiropractic, nursing, physical therapy, podiatry, dentistry, pharmacy, ACUPUNCTURE, or optometry in this state, or an officer, employee, or agent thereof working under the supervision of such person or institution in providing such health care services.

SECTION 4. Part 7 of article 16 of title 10, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

10-16-709. Evaluation - nonparticipating health care providers - legislative declaration - rules. (1) (a) THE GENERAL ASSEMBLY HEREBY FINDS AND DETERMINES THAT NOT ALL HEALTH CARE PROVIDERS CONTRACT WITH ALL HEALTH INSURERS AND THEREFORE NOT ALL ARE PARTICIPATING PROVIDERS. HEALTH CARE PROVIDERS WHO DO NOT CONTRACT WITH A CARRIER ARE CONSIDERED TO BE NONPARTICIPATING PROVIDERS AS TO THAT CARRIER. IN ADDITION, NOT ALL HEALTH CARE PROVIDERS ARE AWARE OF THE TERMS OF HEALTH INSURANCE COVERAGE FOR HEALTH CARE SERVICES PROVIDED TO A CONSUMER INSURED THROUGH INDIVIDUAL OR GROUP HEALTH CARE COVERAGE. THEREFORE, THE GENERAL ASSEMBLY DETERMINES THAT THERE IS A NEED TO INFORM INSURED CONSUMERS OF THE SCOPE OF HEALTH INSURANCE COVERAGE AVAILABLE TO THE CONSUMER FOR THE SERVICES OF NONPARTICIPATING

PROVIDERS WHO RENDER SERVICES IN A PARTICIPATING FACILITY AND THE EXTENT OF AN INSURED CONSUMER'S RESPONSIBILITY WHEN SERVICES ARE RENDERED TO AN INSURED BY A NONPARTICIPATING PROVIDER.

(b) THE GENERAL ASSEMBLY HEREBY DECLARES THAT IT IS IN THE BEST INTEREST OF THE RESIDENTS OF THIS STATE TO PROVIDE ADMINISTRATIVE DIRECTION TO HEALTH INSURANCE CARRIERS, HEALTH CARE PROVIDERS, AND HEALTH FACILITIES TO PROVIDE TIMELY NOTICE TO A CONSUMER CONCERNING WHEN THE PERSON MAY OR MAY NOT INCUR ADDITIONAL CHARGES FOR COVERED HEALTH BENEFITS RECEIVED FROM HEALTH CARE PROVIDERS.

(2) THE INSURANCE COMMISSIONER SHALL, IN COLLABORATION WITH THE DIVISION OF REGISTRATIONS WITHIN THE DEPARTMENT OF REGULATORY AGENCIES, THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, ANY OTHER STATE AGENCY, AND ANY INTERESTED PARTY, HOLD PUBLIC HEARINGS TO DETERMINE THE EXTENT AND SOURCE OF THE PROBLEM OF A CONSUMER BEING BILLED FOR AN AMOUNT NOT PAID BY HIS OR HER HEALTH INSURANCE AS A RESULT OF A NONPARTICIPATING PROVIDER DELIVERING HEALTH CARE SERVICES IN A PARTICIPATING FACILITY. THESE HEARINGS SHALL ALSO INCLUDE AN EVALUATION OF THE FOLLOWING:

(a) PAYMENTS TO NONPARTICIPATING PROVIDERS IN PARTICIPATING FACILITIES;

(b) METHODS TO IMPROVE DISCLOSURE TO CONSUMERS OF INDIVIDUAL AND GROUP HEALTH INSURANCE;

(c) WHEN A PERSON MAY BE RESPONSIBLE FOR AMOUNTS IN EXCESS OF THE PERSON'S COVERED BENEFITS FROM A NONPARTICIPATING PROVIDER;

(d) WHAT THE CARRIER'S RESPONSIBILITIES ARE FOR PAYMENT FOR HEALTH BENEFITS COVERED UNDER THE PERSON'S HEALTH BENEFIT PLAN; AND

(e) THE APPROPRIATE APPEALS PROCESS FOR INSURERS AND HEALTH CARE PROVIDERS TO SETTLE DISPUTES.

(3) THE INSURANCE COMMISSIONER, THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, AND THE DIVISION OF REGISTRATIONS, INCLUDING, BUT NOT LIMITED TO, ANY TYPE 1 BOARD UNDER THE SUPERVISION OF THE DIVISION OF REGISTRATIONS, MAY PROMULGATE RULES IN ACCORDANCE WITH THE FINDINGS FROM THE EVALUATION CONDUCTED PURSUANT TO SUBSECTION (2) OF THIS SECTION.

(4) ON OR BEFORE FEBRUARY 1, 2005, THE INSURANCE COMMISSIONER SHALL REPORT THE FINDINGS OF THE EVALUATION PURSUANT TO SUBSECTION (2) OF THIS SECTION TO THE BUSINESS AFFAIRS AND LABOR COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE. THE INSURANCE COMMISSIONER SHALL INCLUDE IN THE REPORT A DESCRIPTION OF THE RULES PROMULGATED PURSUANT TO SUBSECTION (3) OF THIS SECTION. IF A STATE AGENCY DID NOT PROMULGATE RULES PURSUANT TO SUBSECTION (3) OF THIS SECTION, THAT STATE AGENCY SHALL SUBMIT TO THE INSURANCE COMMISSIONER, FOR INCLUSION IN THE

COMMISSIONER'S REPORT TO THE BUSINESS AFFAIRS AND LABOR COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND SENATE, THE REASONS WHY RULES WERE NOT PROMULGATED PURSUANT TO SUBSECTION (3) OF THIS SECTION.

SECTION 5. 13-64-202 (3), Colorado Revised Statutes, is amended to read:

13-64-202. Definitions. As used in this part 2, unless the context otherwise requires:

(3) "Health care institution" means any licensed or certified hospital, health care facility, dispensary, ~~or~~ other institution for the treatment or care of the sick or injured, OR A LABORATORY CERTIFIED UNDER THE FEDERAL "CLINICAL LABORATORIES IMPROVEMENT ACT OF 1967", AS AMENDED, 42 U.S.C. SEC. 263a, TO PERFORM HIGH COMPLEXITY TESTING.

SECTION 6. 27-13-110, Colorado Revised Statutes, is amended to read:

27-13-110. Alternative uses for institute facilities - repeal. (1) The department of human services shall determine the existence of resources at Colorado mental health institute at Pueblo ~~which~~ THAT are in excess of the needs of the primary purpose of said institute and may make available to the regents of the university of Colorado, on mutually agreeable terms, a maximum of ten beds at said institute for the purpose of teaching students in the family practice medical training program conducted by and under the control of the regents. Such resources shall be a supplement to any existing health care resources and academic facilities in the region.

(2) (a) TO THE EXTENT THAT RESOURCES AT COLORADO MENTAL HEALTH INSTITUTE AT PUEBLO ARE IN EXCESS OF THE NEEDS OF THE PRIMARY PURPOSE OF SAID INSTITUTE AND THE PURPOSES OF SUBSECTION (1) OF THIS SECTION, THE INSTITUTE IS AUTHORIZED TO ACCEPT AND TREAT UNINSURED INDIVIDUALS FOR MEDICAL CARE OR TREATMENT. AN UNINSURED PERSON SEEKING CARE OR TREATMENT FROM THE INSTITUTE SHALL PROVIDE SUFFICIENT EVIDENCE THAT HE OR SHE IS WITHOUT INSURANCE FROM HIS OR HER EMPLOYER AND NOT ENROLLED IN THE STATE'S MEDICAL ASSISTANCE PROGRAM PURSUANT TO ARTICLE 4 OF TITLE 26, C.R.S. THE DEPARTMENT OF HUMAN SERVICES MAY DETERMINE BY RULE WHAT EVIDENCE MAY BE REQUESTED. THE UNINSURED PERSON SHALL BE RESPONSIBLE FOR PAYMENT OF CHARGES FOR CARE AND TREATMENT BY THE INSTITUTION. THE COLORADO MENTAL HEALTH INSTITUTE AT PUEBLO SHALL CHARGE SUCH UNINSURED INDIVIDUALS A RATE THAT IS COMPARABLE TO THE RATE CHARGED FOR SERVICES RENDERED FOR ENROLLEES IN THE STATE'S MEDICAL ASSISTANCE PROGRAM PURSUANT TO ARTICLE 4 OF TITLE 26, C.R.S.

(b) THE OFFICE OF BEHAVIORAL HEALTH AND HOUSING WITHIN THE DEPARTMENT OF HUMAN SERVICES SHALL REPORT TO THE JOINT BUDGET COMMITTEE ON OR BEFORE JANUARY 15, 2009, THE FOLLOWING INFORMATION:

(I) THE NUMBER OF UNINSURED PATIENTS TREATED BY THE

COLORADO MENTAL HEALTH INSTITUTE AT PUEBLO PURSUANT TO THIS SUBSECTION (2);

(II) THE AMOUNT OF REVENUE GENERATED BY THE INSTITUTE BY TREATING THESE UNINSURED INDIVIDUALS; AND

(III) THE IMPACT, IF ANY, ON THE ABILITY OF THE INSTITUTE TO FULFILL ITS PRIMARY PURPOSES AS A RESULT OF TREATING UNINSURED INDIVIDUALS PURSUANT TO THIS SUBSECTION (2).

(c) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2009.".

Renumber succeeding sections accordingly.

Respectfully submitted,

House Committee:	Senate Committee:
Lola Spradley	Mark Hillman
Tambor Williams	Bob Hagedorn
Carl Miller	Bruce Cairns

FIRST REPORT OF FIRST CONFERENCE COMMITTEE on HB04-1189

This Report Amends the Rerevised Bill.

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB04-1189, concerning changes to decrease the disparity between the time sentenced and the time served by individuals who are convicted of violent crimes, and making an appropriation in connection therewith, has met and reports that it has agreed upon the following:

1. That the House accede to the Senate amendments made to the bill, as said amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 3, strike lines 8 through 10 and substitute the following:

"SHALL ONLY APPLY TO:

(I) A PERSON CONVICTED AND SENTENCED FOR A CRIME LISTED IN PARAGRAPH (a) OF THIS SUBSECTION (2.5) THAT IS A CLASS 2 OR CLASS 3 FELONY OFFENSE; OR

(II) A PERSON CONVICTED AND SENTENCED FOR A CRIME LISTED IN PARAGRAPH (a) OF THIS SUBSECTION (2.5) THAT IS A CLASS 4 OR CLASS 5 FELONY OFFENSE, WHICH PERSON HAS PREVIOUSLY BEEN CONVICTED OF A CRIME OF VIOLENCE AS DEFINED IN SECTION 18-1.3-406, C.R.S.".

Page 4, strike lines 11 through 13 and substitute the following:

"SHALL ONLY APPLY TO:

(I) A PERSON CONVICTED AND SENTENCED FOR A CRIME LISTED IN PARAGRAPH (a) OF SUBSECTION (2.5) OF THIS SECTION THAT IS A CLASS 2 OR CLASS 3 FELONY OFFENSE; OR

(II) A PERSON CONVICTED AND SENTENCED FOR A CRIME LISTED IN PARAGRAPH (a) OF SUBSECTION (2.5) OF THIS SECTION THAT IS A CLASS 4 OR CLASS 5 FELONY OFFENSE, WHICH PERSON HAS TWICE PREVIOUSLY BEEN CONVICTED OF A CRIME OF VIOLENCE AS DEFINED IN SECTION 18-1.3-406, C.R.S.".

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendment be recommended:

Amend rerevised bill, page 4, line 8, strike "(2.5)" and substitute "(2)";

strike lines 14 through 27 and substitute the following:

"**SECTION 2.** 17-22.5-402 (2), Colorado Revised Statutes, is amended to read:

17-22.5-402. Discharge from custody. (2) Notwithstanding subsection (1) of this section, the full term for which an inmate is sentenced shall be reduced by any earned time granted pursuant to section 17-22.5-405, except as provided in section 17-22.5-403 (3) AND (3.5).".

Strike page 5.

Page 6, strike lines 1 through 10.

Page 1, line 103, strike "**CRIMES, AND MAKING AN**" and substitute "**CRIMES.**";

strike line 104.

Respectfully submitted,

House Committee:	Senate Committee:
Joe Stengel	Jim Dyer
Lynn Hefley	John Evans
Andrew Romanoff	Peter Groff

FIRST REPORT OF FIRST CONFERENCE COMMITTEE on HB04-1361

This Report Amends the Reengrossed Bill.

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB04-1361, concerning area vocational schools, has met and reports that it has agreed upon the following:

That the Senate recede from its amendments made to the bill, as said amendments appear in the rerevised bill, and that the following amendments be substituted therefor:

Amend reengrossed bill, page 3, line 6, strike "GRADUATES FROM" and substitute "COMPLETES A PROGRAM OF STUDY AT";

line 10, strike "THE COURSE" and substitute "ANY POSTSECONDARY COURSE";

strike lines 12 and 13 and substitute the following:

"VOCATIONAL SCHOOL WILL APPLY IN FULL AT ANOTHER AREA VOCATIONAL SCHOOL OR TO AN APPROPRIATE PROGRAM LEADING TO A CERTIFICATE OR TO AN ASSOCIATE DEGREE AT A COMMUNITY OR TECHNICAL COLLEGE. POSTSECONDARY CREDITS EARNED BY A STUDENT AT AN AREA VOCATIONAL SCHOOL MAY BE TRANSFERRED INTO AN ASSOCIATE DEGREE PROGRAM AT A COMMUNITY COLLEGE OR INTO A DEGREE PROGRAM AT A FOUR-YEAR INSTITUTION OF HIGHER EDUCATION AS PROVIDED IN SECTION 23-1-108 (7) AND THE STATE CREDIT TRANSFER POLICIES ESTABLISHED BY THE COLORADO COMMISSION ON HIGHER EDUCATION.".

Respectfully submitted,

House Committee:	Senate Committee:
Raymond Rose	Dave Owen
Mark Larson	John Evans
Jerry Frangas	Peter Groff

FIRST REPORT OF FIRST CONFERENCE COMMITTEE on HB04-1376

This Report Amends the Rerevised Bill.

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB04-1376, concerning the sealing of arrest records in cases that are not adjudicated due to plea agreements, has met and reports that it has agreed upon the following:

That the House accede to the Senate amendments made to the bill, as said amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 3, line 3, strike "TWENTY" and substitute "FIFTEEN";

line 7, strike "TWENTY" and substitute "FIFTEEN".

Respectfully submitted,

House Committee:	Senate Committee:
Don Lee	Jim Dyer
Frank Weddig	John Evans
Lynn Hefley	Peter Groff

MESSAGE FROM THE SENATE

Madam Speaker:

The Senate has adopted the First Report of the First Conference Committee on HB04-1361, as printed in Senate Journal, April 28, pages 1070-1071, and repassed the bill as amended. The bill is returned herewith.

The Senate has adopted the First Report of the First Conference Committee on HB04-1189, as printed in Senate Journal, April 29, pages 1095-1096, and repassed the bill as amended. The bill is returned herewith.

The Senate voted to dissolve the First Conference Committee on HB04-1117, and adhere to its position, as amended and printed in Senate Journal, March 5, page 433. The bill is transmitted herewith.

The Senate failed to pass HCR04-1016, on Second Reading. The bill is returned herewith.

The Senate failed to pass HCR04-1001, on Second Reading. The bill is returned herewith.

The Senate has adopted the First Report of the First Conference Committee on HB04-1177, as printed in Senate Journal, April 30, and repassed the bill as amended. The bill is returned herewith.

The Senate has adopted the First Report of the First Conference Committee on HB04-1376, as printed in Senate Journal, April 30, and repassed the bill as amended. The bill is returned herewith.

The Senate voted to concur in House amendments to SB04-078, and repassed the bill as amended.

The Senate voted to concur in House amendments to SB04-134, and repassed the bill as amended.

The Senate voted to concur in House amendments to SB04-144, and repassed the bill as amended.

The Senate voted to concur in House amendments to SB04-037, and repassed the bill as amended.

The Senate voted to concur in House amendments to SB04-071, and repassed the bill as amended.

MESSAGE FROM THE GOVERNOR

I certify I received the following on the 30th day of April, 2004, at 11:25 a..m. The original is on file in the records of the House of Representatives of the General Assembly.

Judith Rodrigue,
Chief Clerk of the House

April 30, 2004

To the Honorable
House of Representatives
Sixty-fourth General Assembly
Second Regular Session
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following acts:

HB04-1098 Concerning The Disposition Of Moneys Received By The State.

Approved April 30, 2004 at 9:08 A.M.

Sincerely,
(signed)
Bill Owens
Governor

INTRODUCTION OF MEMORIALS

The following memorial was read by title and referred to the committee indicated:

SJM04-003 by Senator(s) Tupa, Andrews, Arnold, Cairns, Entz, Evans, Gordon, Groff, Grossman, Hagedorn, Hanna, Hillman, Johnson S., Jones, Kester, Lamborn, Nichol, Owen, Reeves, Sandoval, Tapia, Taylor, Teck, Veiga, Windels; also Representative(s) Cadman, Larson, Garcia, Borodkin, Boyd, Briggs, Brophy, Butcher, Cerbo, Clapp, Cloer, Crane, Fairbank, Frangas, Hall, Hefley, Hoppe, Jahn, Lee, Lundberg, Madden, May M., McFadyen, McGihon, Merrifield, Miller, Paccione, Ragsdale, Rippy, Romanoff, Rose, Salazar, Schultheis, Smith, Spence, Stafford, Tochtrop, Vigil, Weddig, Welker, Williams S., Young--Memorializing Congress to propose an amendment to the United States Constitution requiring that the total amount of all federal appropriations made by Congress for any fiscal year not exceed the total of all estimated federal revenues for that fiscal year.

Committee on Finance

The following memorial was read by title and laid over one day under the rules:

SJM04-004 by Senator(s) Arnold, Andrews; also Representative(s) Mitchell--Memorializing Congress to abolish the alternative minimum tax for individuals and corporations.

NOTICE OF INTENT TO RECONSIDER SB04-192

Having voted on the prevailing side, Representative May served notice of intent to reconsider the last House action (Third reading) on **SB04-192**.

LAY OVER OF CALENDAR ITEMS

On motion of Representative King, the following items on the Calendar were laid over until May 3, retaining place on Calendar:

Consideration of Special Orders--**HB04-1439, HCR04-1014, SB04-235, 053**.
Consideration of General Orders--**SCR04-005, HB04-1440**.
Consideration of Resolutions--**SJR04-015, HJR04-1010, SJR04-023, 024, 027, HJR04-1040, HR04-1008, HJR04-1047, SJR04-025, 030, HJR04-1042, 1055, 1056, 1060, 1061, 1063, 1065, HR04-1013, 1015, HJR04-1067, 1068, 1071, 1072, 1073, 1074, 1075, 1078, 1079, 1080, 1081, SJR04-011, 028, HJR04-1084, 1064, HR04-1018, 1070, 1022, 1083, 1091, 1092, 1088, HR04-1019, SJR04-031**.
Consideration of Memorial--**SJM04-001**
Consideration of Senate Amendments--**HB04-1187, 1421, 1095, 1386, 1277, 1135, 1165, 1431, 1123, 1203, 1284, 1406, 1134, 1030, 1300, 1225, 1309, 1104**.
Consideration of Governor's PartialVeto--**HB04-1422**.

On motion of Representative King, the House adjourned until 10:00 a.m., May 3, 2004.

Approved:

LOLA SPRADLEY,
Speaker

Attest:

JUDITH RODRIGUE,
Chief Clerk