

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

Forty-second Legislative Day

Tuesday, February 17, 2004

1 Prayer by Representative Paccione.

2

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

4

5 Pledge of Allegiance led by Speaker Spradley.

6

7 The roll was called with the following result:

8

9 Present--64.

10 Excused--Representative Fairbank--1.

11

12 The Speaker declared a quorum present.

13

14

15 On motion of Representative McGihon, the reading of the journal of  
 16 February 16, 2004, was declared dispensed with and approved as  
 17 corrected by the Chief Clerk.

18

19

20

21 **THIRD READING OF BILLS--FINAL PASSAGE**

22

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

26

27 **HB04-1090** by Representative(s) Rhodes; also Senator(s) Kester--  
 28 Concerning criteria for independent contractors for  
 29 purposes of workers' compensation coverage.

30

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

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

35

	YES	64	NO	00	EXCUSED	01	ABSENT	00
36								
37	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
38	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
39	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
40	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
41	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
42	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
43	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y

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

11 Co-sponsors added: Representatives Frangas, McGihon, Stafford.

12  
13 **HB04-1020** by Representative(s) Romanoff, Plant; also Senator(s)  
14 Teck, Reeves--Concerning state employee incentive  
15 programs for cost-savings innovations.

16  
17 The question being "Shall the bill pass?".

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

21	YES	64	NO	00	EXCUSED	01	ABSENT	00
23	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
24	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
25	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
26	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
27	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
28	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
29	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
30	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
31	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
32	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
33	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
34	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
35	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
36	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
37	Fairbank	E	Marshall	Y	Salazar	Y	Witwer	Y
38	Frangas	Y	May	Y	Schultheis	Y	Young	Y
39							Speaker	Y

40 Co-sponsors added: Representatives Boyd, Carroll, Cloer, Frangas, Hoppe,  
41 Jahn, Madden, Marshall, McFadyen, McGihon, Merrifield, Miller, Paccione,  
42 Vigil, Williams S.

43  
44 **HB04-1095** by Representative(s) Witwer; also Senator(s) Gordon--  
45 Concerning the prospective applicability of certain  
46 amendments to the "Colorado Governmental Immunity  
47 Act".

48  
49 The question being "Shall the bill pass?".

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

53	YES	41	NO	23	EXCUSED	01	ABSENT	00
55	Berry	N	Garcia	Y	McCluskey	Y	Sinclair	N
56	Borodkin	Y	Hall	N	McFadyen	Y	Smith	N

1	Boyd	N	Harvey	Y	McGihon	Y	Spence	Y
2	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	N
3	Brophy	Y	Hodge	Y	Miller	Y	Stengel	N
4	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
5	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
6	Carroll	N	Johnson	N	Plant	Y	Weddig	N
7	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
8	Clapp	Y	King	N	Ragsdale	N	Welker	Y
9	Cloer	N	Larson	N	Rhodes	Y	White	Y
10	Coleman	Y	Lee	N	Rippy	N	Wiens	Y
11	Crane	Y	Lundberg	N	Romanoff	Y	Williams S.	Y
12	Decker	N	Madden	Y	Rose	N	Williams T.	N
13	Fairbank	E	Marshall	Y	Salazar	Y	Witwer	Y
14	Frangas	N	May	Y	Schultheis	Y	Young	N
15							Speaker	N

16 Co-sponsors added: Representatives Coleman, Harvey, Jahn.

17  
18 **HB04-1009** by Representative(s) King; also Senator(s) Reeves--  
19 Concerning the ability of the governing board of each  
20 institution of higher education to elect to be exempt from  
21 certain state administrative restrictions.

22  
23 The question being "Shall the bill pass?".

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

28	YES	59	NO	05	EXCUSED	01	ABSENT	00
29	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
30	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
31	Boyd	Y	Harvey	Y	McGihon	N	Spence	Y
32	Briggs	Y	Hefley	Y	Merrifield	N	Stafford	Y
33	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
34	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
35	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
36	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
37	Cerbo	N	Judd	Y	Pommer	N	Weissmann	Y
38	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
39	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
40	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
41	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
42	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
43	Fairbank	E	Marshall	Y	Salazar	Y	Witwer	Y
44	Frangas	N	May	Y	Schultheis	Y	Young	Y
45							Speaker	Y

46  
47 **HB04-1280** by Representative(s) Stafford, Welker; also Senator(s)  
48 Johnson S.--Concerning authorization to issue a death  
49 certificate if death is presumed but the body is not found.

50  
51 The question being "Shall the bill pass?".

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

55

	YES	64	NO	00	EXCUSED	01	ABSENT	00
1								
2	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
3	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
4	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
5	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
6	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
7	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
8	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
9	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
10	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
11	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
12	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
13	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
14	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
15	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
16	Fairbank	E	Marshall	Y	Salazar	Y	Witwer	Y
17	Frangas	Y	May	Y	Schultheis	Y	Young	Y
18							Speaker	Y

19 Co-sponsors added: Representatives Frangas, McFadyen.

20  
 21 **HB04-1039** by Representative(s) Spence; also Senator(s) McElhany--  
 22 Concerning the expansion of the teacher loan forgiveness  
 23 pilot program to include a teacher who is hired to teach in  
 24 a qualified position after his or her first year of teaching.

25  
 26 The question being "Shall the bill pass?".

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

	YES	61	NO	03	EXCUSED	01	ABSENT	00
31								
32	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
33	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
34	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
35	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
36	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
37	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
38	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
39	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
40	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
41	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
42	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
43	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
44	Crane	Y	Lundberg	N	Romanoff	Y	Williams S.	Y
45	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
46	Fairbank	E	Marshall	Y	Salazar	Y	Witwer	Y
47	Frangas	Y	May	Y	Schultheis	N	Young	N
48							Speaker	Y

49 Co-sponsors added: Representatives Carroll, Cloer, Frangas, Hefley, Hodge,  
 50 Jahn, Lee, Madden, McFadyen, McGihon, Paccione, Pommer, Stafford.

51  
 52 **HB04-1026** by Representative(s) Carroll; also Senator(s) Grossman--  
 53 Concerning the minimum amount of medical payments  
 54 coverage that may be offered by an auto insurer.

55  
 56

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

	YES	55	NO	09	EXCUSED	01	ABSENT	00
7	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
8	Borodkin	Y	Hall	N	McFadyen	Y	Smith	Y
9	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
10	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
11	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
12	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
13	Cadman	N	Jahn	Y	Paccione	Y	Vigil	Y
14	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
15	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
16	Clapp	Y	King	Y	Ragsdale	Y	Welker	N
17	Cloer	Y	Larson	Y	Rhodes	N	White	Y
18	Coleman	Y	Lee	N	Rippy	Y	Wiens	Y
19	Crane	N	Lundberg	Y	Romanoff	Y	Williams S.	Y
20	Decker	Y	Madden	Y	Rose	Y	Williams T.	N
21	Fairbank	E	Marshall	Y	Salazar	Y	Witwer	Y
22	Frangas	Y	May	Y	Schultheis	N	Young	N
23							Speaker	Y

24 Co-sponsors added: Representatives Boyd, Jahn, Madden, Marshall, Merrifield,  
 25 Weddig.

26  
 27  
 28  
 29 **HB04-1208** by Representative(s) Stengel; also Senator(s) Teck--  
 30 Concerning an increase in wildlife license fees other than  
 31 nonresident big game license fees, and, in connection  
 32 therewith, providing a revenue source for and extending  
 33 the repeal date of the wildlife management public  
 34 education advisory council.

35  
 36 The question being "Shall the bill pass?".  
 37 A roll call vote was taken. As shown by the following recorded vote, a  
 38 majority of those elected to the House voted in the affirmative and the bill  
 39 was declared **passed**.

	YES	39	NO	25	EXCUSED	01	ABSENT	00
42	Berry	N	Garcia	Y	McCluskey	Y	Sinclair	N
43	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	N
44	Boyd	Y	Harvey	N	McGihon	Y	Spence	Y
45	Briggs	Y	Hefley	N	Merrifield	Y	Stafford	Y
46	Brophy	N	Hodge	Y	Miller	Y	Stengel	Y
47	Butcher	Y	Hoppe	Y	Mitchell	N	Tochtrop	Y
48	Cadman	N	Jahn	Y	Paccione	N	Vigil	Y
49	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
50	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
51	Clapp	N	King	N	Ragsdale	Y	Welker	N
52	Cloer	Y	Larson	Y	Rhodes	N	White	Y
53	Coleman	Y	Lee	N	Rippy	Y	Wiens	N
54	Crane	N	Lundberg	N	Romanoff	Y	Williams S.	Y
55	Decker	N	Madden	Y	Rose	N	Williams T.	N
56	Fairbank	E	Marshall	Y	Salazar	Y	Witwer	N

1 Frangas Y May N Schultheis N Young N  
 2 Speaker N  
 3 Co-sponsors added: Representatives McGihon, Merrifield, Miller, Tochtrop.  
 4

5 On motion of Representative King, the remainder of the Third Reading  
 6 Calendar (**SB04-106, HB04-1073**) was laid over until February 18,  
 7 retaining place on Calendar.  
 8  
 9

# 11 CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILL

13 **HB04-1331** by Representative(s) Young, Witwer, Plant; also  
 14 Senator(s) Owen, Teck, Reeves--Concerning a  
 15 supplemental appropriation to the department of public  
 16 health and environment.  
 17

18 (Amended as printed in Senate Journal, February 10, page 222.)  
 19

20 Representative Young moved that the House **concur** in Senate  
 21 amendments. The motion was declared **passed** by the following roll call  
 22 vote:  
 23

YES	63	NO	00	EXCUSED	01	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	-	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	E	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	Y	Schultheis	Y	Young	Y
						Speaker	Y

43 The question being, "Shall the bill, as amended, pass?"

44 A roll call vote was taken. As shown by the following recorded vote, a  
 45 majority of those elected to the House voted in the affirmative, and the  
 46 bill, as amended, was declared **repassed**.  
 47

YES	51	NO	12	EXCUSED	01	ABSENT	01
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	-	Tochtrop	Y
Cadman	N	Jahn	Y	Paccione	Y	Vigil	Y
Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y

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

House in recess. House reconvened.

## REPORTS OF COMMITTEES OF REFERENCE

### EDUCATION

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

**HB04-1363** 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 1, strike "(b)," and substitute "(b) and (c)," and, strike "is" and substitute "are";

line 13, after "FOR", insert "AND OFFERS";

after line 14, insert the following:

"(c) If an activity is not offered at the student's school of attendance and the student chooses to participate in the activity at a public school IN A CONTIGUOUS SCHOOL DISTRICT, the school district in which the student chooses to participate, as provided in paragraph (b) of this subsection (2), shall choose the public school at which the student shall participate. In choosing a public school, the school district shall choose the public school that offers the greatest number of activities in which the student wishes to participate."

### INFORMATION & TECHNOLOGY

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

**HB04-1253** be postponed indefinitely.

**HB04-1266** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, strike lines 6 through 10 and substitute the following:

1 "KNOWINGLY TAKES A PHOTOGRAPH OF ANOTHER PERSON'S INTIMATE  
2 PARTS, AS DEFINED IN SECTION 18-3-401 (2), WITHOUT THAT PERSON'S  
3 CONSENT, IN A SITUATION WHERE THE PERSON PHOTOGRAPHED HAS A  
4 REASONABLE EXPECTATION OF PRIVACY, COMMITS CRIMINAL INVASION OF  
5 PRIVACY.";

6  
7 after line 15, insert the following:

8  
9 "(4) A PERSON HAS A REASONABLE EXPECTATION OF PRIVACY IN  
10 THE FOLLOWING PLACES, INCLUDING, BUT NOT LIMITED TO: A BATHROOM,  
11 LOCKER ROOM, DRESSING ROOM, OR OTHER ROOM WHERE A PERSON IS  
12 REASONABLY EXPECTED TO BE IN A STATE OF UNDRRESS.".

13  
14  
15  
16 **HB04-1275** be postponed indefinitely.

17  
18  
19 **HB04-1285** be amended as follows, and as so amended, be referred to  
20 the Committee of the Whole with favorable  
21 recommendation:

22  
23 Amend printed bill, strike everything below the enacting clause and  
24 substitute the following:

25  
26 "SECTION 1. Article 20 of title 6, Colorado Revised Statutes, is  
27 amended BY THE ADDITION OF A NEW PART to read:

28  
29 PART 2  
30 NOTIFICATION OF DEBT BY A HEALTH CARE PROVIDER

31  
32 **6-20-201. Definitions.** FOR THE PURPOSES OF THIS PART 2, UNLESS  
33 THE CONTEXT OTHERWISE REQUIRES:

34  
35 (1) "COLLECTION AGENCY" SHALL HAVE THE SAME MEANING AS IN  
36 SECTION 12-14-103 (2), C.R.S.

37  
38 (2) "HEALTH CARE PROVIDER" INCLUDES A LICENSED HEALTH CARE  
39 FACILITY PURSUANT TO ARTICLE 3 OF TITLE 25, C.R.S., AND ANY OTHER  
40 HEALTH CARE PROVIDER.

41  
42 **6-20-202. Notice to patient of debt.** (1) (a) WHEN A PERSON HAS  
43 RELIED ON A THIRD-PARTY PAYOR TO PROVIDE PAYMENT FOR CARE OR  
44 TREATMENT RENDERED BY A HEALTH CARE PROVIDER, AND THE  
45 THIRD-PARTY PAYOR PAYS ONLY A PORTION OF THE DEBT, THE HEALTH  
46 CARE PROVIDER SHALL MAIL WRITTEN NOTICE TO THE LAST-KNOWN  
47 ADDRESS OF THE PERSON RESPONSIBLE FOR PAYMENT OF THE DEBT AT  
48 LEAST THIRTY DAYS BEFORE ANY COLLECTION ACTIVITY ON ANY AMOUNT  
49 DUE AND OWING THE HEALTH CARE PROVIDER.

50  
51 (b) THE NOTICE REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION  
52 (1) SHALL INCLUDE THE AMOUNT DUE AND OWING; THE NAME, ADDRESS,  
53 AND TELEPHONE NUMBER OF THE HEALTH CARE PROVIDER; WHERE  
54 PAYMENT MAY BE MADE; AND THE LAST DATE THE HEALTH CARE PROVIDER  
55 WILL ACCEPT PAYMENT PRIOR TO THE DEBT BEING SUBMITTED TO A  
56 COLLECTION AGENCY OR REPORTING ADVERSE INFORMATION TO A CREDIT

1 REPORTING AGENCY FOR THE DEBT FOR WHICH NOTICE WAS PROVIDED.

2  
3 (2) (a) IF THE HEALTH CARE PROVIDER FAILS TO PROVIDE THE  
4 PERSON WITH NOTICE OF SUCH DEBT AND ALL OTHER INFORMATION  
5 REQUIRED BY SUBSECTION (1) OF THIS SECTION, THE HEALTH CARE  
6 PROVIDER SHALL NOT PURSUE ANY RIGHTS TO COLLECT SUCH  
7 OUTSTANDING AMOUNT EITHER THROUGH A COLLECTION AGENCY OR BY  
8 ANY FURTHER EFFORTS OF THE HEALTH CARE PROVIDER TO COLLECT THE  
9 DEBT. IN ADDITION, THE HEALTH CARE PROVIDER MAY NOT REPORT  
10 ADVERSE INFORMATION TO A CREDIT REPORTING AGENCY FOR THE DEBT  
11 FOR WHICH NOTICE WAS PROVIDED WITHOUT PROVIDING NOTICE TO THE  
12 PERSON PURSUANT TO SUBSECTION (1) OF THIS SECTION. THE HEALTH  
13 CARE PROVIDER SHALL ASSIST THE PERSON IN CORRECTING ANY ADVERSE  
14 CREDIT INFORMATION BECAUSE OF THE HEALTH CARE PROVIDER'S FAILURE  
15 TO PROVIDE NOTICE PURSUANT TO SUBSECTION (1) OF THIS SECTION.

16  
17 (b) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE  
18 CONTRARY, A HEALTH CARE PROVIDER MAY REMEDY A FAILURE TO GIVE  
19 NOTICE BY:

20  
21 (I) PROVIDING A WRITTEN REPORT TO THE COLLECTION AGENCY TO  
22 WITHHOLD ANY COLLECTION EFFORTS; AND

23  
24 (II) WITHHOLDING ANY OF THE HEALTH CARE PROVIDER'S OWN  
25 COLLECTION EFFORTS UNTIL THE PROVIDER COMPLIES WITH THE NOTICE  
26 AND TIME REQUIREMENTS PURSUANT TO SUBSECTION (1) OF THIS SECTION.

27  
28 **SECTION 2. Effective date - applicability.** (1) This act shall  
29 take effect at 12:01 a.m. on the day following the expiration of the  
30 ninety-day period after final adjournment of the general assembly that is  
31 allowed for submitting a referendum petition pursuant to article V,  
32 section 1 (3) of the state constitution (August 4, 2004, if adjournment sine  
33 die is on May 5, 2004); except that, if a referendum petition is filed  
34 against this act or an item, section, or part of this act within such period,  
35 then the act, item, section, or part, if approved by the people, shall take  
36 effect on the date of the official declaration of the vote thereon by  
37 proclamation of the governor.

38  
39 (2) The provisions of this act shall apply to amounts due and  
40 owing on or after the applicable effective date of this act."

41  
42 Page 1, line 101, after "DEBT", insert "BY A HEALTH CARE PROVIDER".

43  
44  
45  
46 **HB04-1340** be postponed indefinitely.

47  
48  
49  
50 **LOCAL GOVERNMENT**

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

53  
54 **HB04-1160** be amended as follows, and as so amended, be referred to  
55 the Committee of the Whole with favorable  
56 recommendation:

1 Amend printed bill, page 2, line 18, strike "RUNNING" and substitute  
2 "DOMESTIC".

3  
4 Page 3, after line 3, insert the following:

5  
6 "SECTION 3. 38-12-217 (1), Colorado Revised Statutes, is  
7 amended to read:

8  
9 **38-12-217. Notice of sale of mobile home park.** (1) The mobile  
10 home park owner shall notify the owners of all mobile homes in the park  
11 of his intent to sell. Such notification shall be made only once for any  
12 particular contract to sell or trade and shall be by written notice mailed  
13 to each mobile home owner at the address shown on the rental agreement  
14 with the mobile home park owner at least ~~ten~~ THIRTY days prior to the  
15 first scheduled closing for the sale or trade."

16  
17 Renumber succeeding sections accordingly.

18  
19 Page 3, strike lines 7 through 27.

20  
21 Strike page 4.

22  
23 Page 5, strike lines 1 through 21.

24  
25 Renumber succeeding C.R.S. sections accordingly.

26  
27  
28  
29 **HB04-1314** be postponed indefinitely.

30  
31  
32  
33 **PRINTING REPORT**

34  
35 The Chief Clerk reports the following bills have been correctly printed:  
36 **HB04-1364, 1365, 1366, 1367, 1368, 1369.**

37  
38  
39  
40 **MESSAGES FROM THE SENATE**

41  
42 Madam Speaker:

43  
44 The Senate has passed on Third Reading and returns herewith  
45 HB04-1032, 1111.

46 The Senate has passed on Third Reading and transmitted to the Revisor  
47 of Statutes: SB04-157, 147, 146, 175,  
48 SB04-046, amended as printed in Senate Journal, February 13, page 265,  
49 SB04-152, amended as printed in Senate Journal, February 13, page 266  
50 and in Senate Journal, February 16,  
51 SB04-121, amended as printed in Senate Journal, February 13, pages  
52 266-267,  
53 HB04-1119, amended as printed in Senate Journal, February 13, page 266  
54 and in Senate Journal, February 16.

1 The Senate has passed on Third Reading and transmitted to the Revisor  
2 of Statutes:  
3 SB04-143, amended as printed in Senate Journal, February 16, pages  
4 287-288,  
5 SB04-089, amended as printed in Senate Journal, February 16, page 288,  
6 SB04-131, amended as printed in Senate Journal, February 16, page 289,  
7 SB04-135, amended as printed in Senate Journal, February 16, page 278,  
8 SB04-010, amended as printed in Senate Journal, February 16, page 289,  
9 SB04-083, amended as printed in Senate Journal, February 16, page 290,  
10 SB04-129, amended as printed in Senate Journal, February 16, page 290,  
11 SB04-139, amended as printed in Senate Journal, February 16, page 291,  
12 HB04-1110, amended as printed in Senate Journal, February 16, page  
13 289,  
14 HB04-1005, amended as printed in Senate Journal, February 16, page  
15 290.

16  
17  
18 The Senate has adopted and transmits herewith: SJR04-016.  
19  
20

## 21 22 **MESSAGES FROM THE REVISOR**

23  
24 We herewith transmit:  
25 Without comment, SB04-157, 147, 146, and 175.  
26 Without comment, as amended, SB04-046, 152, 121, and HB04-1119.  
27

28  
29 We herewith transmit:  
30 Without comment, as amended, HB04-1110 and 1005.  
31 Without comment, as amended, SB04-143, 089, 131, 135, 010, 083, 129,  
32 and 139.  
33

## 34 35 36 **INTRODUCTION OF BILLS** 37 **First Reading**

38  
39 The following bills were read by title and referred to the committees  
40 indicated:

41  
42 **HB04-1370** by Representative(s) Frangas, Williams T.--Concerning  
43 the authority for a county department to enter into  
44 voluntary safety plan agreements related to first-time  
45 minor incidents of child abuse.

46 Committee on Health, Environment, Welfare, & Institutions  
47

48 **HB04-1371** by Representative(s) Crane; also Senator(s) Johnson S.--  
49 Concerning changes to the "Bingo and Raffles Law".

50 Committee on State, Veterans, & Military Affairs  
51

52 **SB04-095** by Senator(s) Veiga; also Representative(s) Mitchell--  
53 Concerning certificates of stillbirth.

54 Committee on Health, Environment, Welfare, & Institutions  
55  
56

## INTRODUCTION OF RESOLUTION

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

**HJR04-1017** by Representative(s) Cloer, Stafford, Schultheis, Boyd, Coleman, Frangas, Lundberg--Concerning the creation of an interim committee to study the performance of duties relating to child welfare in the state of Colorado.  
Committee on Health, Environment, Welfare, & Institutions

## INTRODUCTION AND CONSIDERATION OF RESOLUTION

**SJR04-016** by Senator(s) Andrews, Fitz-Gerald, Hillman, Owen, Reeves, Teck; also Representative(s) Spradley, King, Plant, Romanoff, Witwer, Young--Concerning a request to the Supreme Court of the state of Colorado to render its opinion on questions regarding House Bill 04-1098.

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

On motion of Representative Spradley, the resolution was read by title and **adopted** by the following roll call vote:

YES	60	NO	00	EXCUSED	05	ABSENT	00
Berry	Y	Garcia	E	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	E	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	E	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	Y	Schultheis	Y	Young	Y
						Speaker	Y

Co-sponsors added: Representatives Cadman, Cloer, Crane, Hefley, Larson, Lee, Merrifield, Rose, Schultheis, Stengel, Weissmann, Welker, White, Williams T.

On motion of Representative Cloer, 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.)

**HB04-1114** by Representative(s) Rose; also Senator(s) Evans--  
Concerning the payment of benefits under a motor vehicle  
policy for medical payments coverage.

Amendment No. 1, Business Affairs & Labor Report, dated February 3, 2004, and placed in member's bill file; Report also printed in House Journal, February 4, page 302.

Amendment No. 2, by Representative Rose.

Amend the Business Affairs and Labor Committee Report, dated February 3, 2004, page 1, strike line 1 and substitute the following:

"Amend printed bill, page 2, line 8, after "ARE" insert "A COVERED BENEFIT AND";

line 9, strike "HEALTH CARE PROVIDER" and";

strike lines 4 through 10 of the committee report and substitute the following:

"strike lines 10 through 12.".

Amendment No. 3, by Representative Paccione.

Amend the Business Affairs and Labor Committee Report, dated February 3, 2004, page 1, strike line 3 and substitute the following:

"10-4-902(3), OR AN OCCUPATIONAL THERAPIST AS DESCRIBED IN SECTION 6-1-701 (1) (c), C.R.S.,";

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

**HB04-1089** by Representative(s) McCluskey--Concerning a preference for the purchase of Colorado agricultural products by governmental entities.

Amendment No. 1, Agriculture, Livestock, & Natural Resources Report, dated February 5, 2004, and placed in member's bill file; Report also printed in House Journal, February 6, pages 353-355.

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

1 **HB04-1058** by Representative(s) Rippy; also Senator(s) May R.--  
2 Concerning eligibility determinations under the "Colorado  
3 Medical Assistance Act".  
4

5 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,  
6 dated January 28, 2004, and placed in member's bill file; Report also  
7 printed in House Journal, January 29, page 219.  
8

9 Amendment No. 2, by Representative Rippy.  
10

11 Amend the Health, Environment, Welfare, & Institutions Committee  
12 Report, dated January 28, 2004, page 1, line 3, strike "PLAN AND" and  
13 substitute "PLAN," and strike "HOSPITALS" and substitute "HOSPITALS, AND  
14 A HOSPITAL THAT IS DESIGNATED AS A REGIONAL PEDIATRIC TRAUMA  
15 CENTER, AS DEFINED IN SECTION 25-3.5-703 (4) (f), C.R.S.,".  
16

17 Amendment No. 3, by Representative Coleman.  
18

19 Amend printed bill, page 5, before line 1, insert the following:  
20

21 "(6) ON OR BEFORE DECEMBER 1, 2005, THE STATE DEPARTMENT  
22 SHALL REPORT TO THE HEALTH, ENVIRONMENT, WELFARE, AND  
23 INSTITUTIONS COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE  
24 SENATE THE PROGRESS OF THE PRIVATE SERVICE CONTRACTOR THAT  
25 ADMINISTERS THE CHILDREN'S BASIC HEALTH PLAN AND DENVER HEALTH  
26 AND HOSPITALS IN ACCEPTING MEDICAL ASSISTANCE APPLICATIONS AND  
27 DETERMINING MEDICAL ASSISTANCE ELIGIBILITY PURSUANT TO  
28 SUBSECTION (1) OF THIS SECTION. THE STATE DEPARTMENT SHALL  
29 INCLUDE IN THE REPORT RECOMMENDATIONS REGARDING THE  
30 ADVISABILITY OF ADDITIONAL MEDICAL ASSISTANCE SITES."  
31

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

35 **HB04-1220** by Representative(s) Young, Plant, Witwer; also  
36 Senator(s) Owen, Reeves, Teck--Concerning  
37 transportation expenses under the "Colorado Medical  
38 Assistance Act".  
39

40 Ordered engrossed and placed on the Calendar for Third Reading and  
41 Final Passage.  
42

43 **HB04-1271** by Representative(s) Clapp--Concerning the establishment  
44 of a pilot program for the placement of children in  
45 dedicated out-of-home settings.  
46

47 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,  
48 dated February 9, 2004, and placed in member's bill file; Report also  
49 printed in House Journal, February 10, pages 395-396.  
50

51 Amendment No. 2, by Representative Clapp.  
52

53 Amend the Health, Environment, Welfare, & Institutions Committee  
54 Report, dated February 9, 2004, page 1, strike lines 1 and 2 and substitute  
55 the following:  
56

1 "Amend printed bill, page 4, strike line 21 and substitute the following:

2  
3 "(2) (a) SUBJECT TO AVAILABLE APPROPRIATIONS AND SUBJECT TO  
4 THE LIMITATIONS DESCRIBED IN PARAGRAPH (b) OF THIS SUBSECTION (2),  
5 THE STATE".";

6  
7 after line 6 of the committee report, insert the following:

8  
9 "after line 16, insert the following:

10  
11 "(b) COUNTY DEPARTMENTS AND CHILD PLACEMENT AGENCIES  
12 SHALL PARTICIPATE IN THE PROGRAM ONLY ON A VOLUNTARY BASIS."";

13  
14 As amended, ordered engrossed and placed on the Calendar for Third  
15 Reading and Final Passage.

16  
17 **HB04-1226** by Representative(s) White also Senator(s) Kester--  
18 Concerning the authority for a bank to utilize a certificate  
19 of trust to establish a deposit account.

20  
21 Amendment No. 1, Business Affairs & Labor Report, dated February 10,  
22 2004, and placed in member's bill file; Report also printed in House  
23 Journal, February 11, pages 408-409.

24  
25 As amended, ordered engrossed and placed on the Calendar for Third  
26 Reading and Final Passage.

27  
28 **HB04-1232** by Representative(s) Spradley, Briggs, Decker, Fairbank,  
29 Hall, Hoppe, King, McCluskey, Paccione, Rippey, Rose,  
30 Tochtrop, White, Wiens, Williams T.; also Senator(s)  
31 Kester--Concerning guidelines for when enhanced motor  
32 vehicle insurance coverage is offered.

33  
34 Amendment No. 1, Business Affairs & Labor Report, dated February 10,  
35 2004, and placed in member's bill file; Report also printed in House  
36 Journal, February 11, pages 409-410.

37  
38 Amendment No. 2, by Representative Spradley.

39  
40 Amend the Business Affairs and Labor Committee Report, dated  
41 February 10, 2004, page 2, line 8, strike "TIME.;" and substitute the  
42 following:

43  
44 "TIME.

45  
46 (c) THIS SECTION SHALL NOT APPLY TO CHANGES IN COVERAGES  
47 MANDATED BY LAW OR TO AMENDED POLICY FORMS THAT ARE CHANGED  
48 AT RENEWAL."";

49  
50 after line 10 of the committee report, insert the following:

51  
52 "line 16 of the printed bill, strike "PRODUCTS" and substitute  
53 "COVERAGES".

54  
55 As amended, ordered engrossed and placed on the Calendar for Third  
56 Reading and Final Passage.

1 **HB04-1217** by Representative(s) Lee; also Senator(s) Arnold--  
2 Concerning changes to the school accountability report to  
3 include a page that specifies certain information a parent  
4 may request from a school.  
5

6 Amendment No. 1, Education Report, dated February 9, 2004, and placed  
7 in member's bill file; Report also printed in House Journal, February 11,  
8 page 412.  
9

10 As amended, ordered engrossed and placed on the Calendar for Third  
11 Reading and Final Passage.  
12

13 **HB04-1211** by Representative(s) Hoppe, Brophy, Harvey, Hodge,  
14 Johnson R., Madden, McCluskey, Miller, Rippy, Rose,  
15 Salazar, Tochtrop, Wiens; also Senator(s) Chlouber--  
16 Concerning the regulation of operators of water facilities,  
17 and, in connection therewith, continuing the water and  
18 wastewater facility operators certification board and  
19 amending the size, composition, and duties of the board.  
20

21 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,  
22 dated February 11, 2004, and placed in member's bill file; Report also  
23 printed in House Journal, February 12, page 421.  
24

25 As amended, ordered engrossed and placed on the Calendar for Third  
26 Reading and Final Passage.  
27

28 **HB04-1213** by Representative(s) McCluskey, Brophy, Harvey,  
29 Johnson R., Madden, Miller, Rippy, Rose, Salazar,  
30 Tochtrop, Wiens; also Senator(s) Taylor--Concerning the  
31 continuation of the Colorado natural areas council.  
32

33 Ordered engrossed and placed on the Calendar for Third Reading and  
34 Final Passage.  
35

36 **HB04-1255** by Representative(s) Wiens; also Senator(s) Johnson S.--  
37 Concerning adjustments to the review schedule for certain  
38 entities by the department of regulatory agencies.  
39

40 Amendment No. 1, Business Affairs & Labor Report, dated February 10,  
41 2004, and placed in member's bill file; Report also printed in House  
42 Journal, February 12, pages 422-425.  
43

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

47 **HB04-1228** by Representative(s) Witwer, Plant, Young; also  
48 Senator(s) Teck, Owen, Reeves--Concerning the repeal of  
49 statutory provisions creating a coordinator of  
50 environmental problems within the office of the governor.  
51

52 Ordered engrossed and placed on the Calendar for Third Reading and  
53 Final Passage.  
54  
55  
56

On motion of Representative King, the remainder of the Special Orders Calendar (**HB04-1187, 1159, 1216, 1308**) was laid over until February 18, retaining place on Calendar.

### ADOPTION OF COMMITTEE OF THE WHOLE REPORT

Passed Second Reading: **HB04-1114 amended, 1089 amended, 1058 amended, 1220, 1271 amended, 1226 amended, 1232 amended, 1217 amended, 1211 amended, 1213, 1255 amended, 1228.**

Laid over until date indicated retaining place on Calendar: **HB04-1187, 1159, 1216, 1308**--February 18, 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	59	NO	00	EXCUSED	05	ABSENT	01
Berry	Y	Garcia	E	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	E	Hoppe	Y	Mitchell	-	Tochtrop	Y
Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
Cloer	Y	Larson	Y	Rhodes	E	White	Y
Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
Fairbank	E	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	Y	Schultheis	Y	Young	Y
						Speaker	Y

On motion of Representative King, at 5:17 p.m., **HB04-1125, 1191, 1173, 1262, 1214, 1215, 1347, 1243, 1263, 1025, 1102, 1107, 1147, 1265** were added to the Special Orders Calendar on Tuesday, February 17, 2004.

On motion of Representative Cloer, 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:

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

3  
4 **HB04-1125** by Representative(s) McFadyen--Concerning a deceptive  
5 trade practice for violations of federal law related to  
6 unsolicited facsimiles.

7  
8 Amendment No. 1, Information & Technology Report, dated February 4,  
9 2004, and placed in member's bill file; Report also printed in House  
10 Journal, February 5, pages 323-325.

11  
12 Amendment No. 2, by Representative McFadyen.

13  
14 Amend the Information and Technology Committee Report, dated  
15 February 4, 2004, page 2, line 6, strike "49" and substitute "47".

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

19  
20 **HB04-1191** by Representative(s) Stengel--Concerning the provision of  
21 greater public access to information regarding persons  
22 required to register as sex offenders.

23  
24 Amendment No. 1, Local Government Report, dated February 4, 2004,  
25 and placed in member's bill file; Report also printed in House Journal,  
26 February 5, page 326.

27  
28 As amended, ordered engrossed and placed on the Calendar for Third  
29 Reading and Final Passage.

30  
31 **HB04-1262** by Representative(s) Lundberg--Concerning a requirement  
32 that a jurisdiction post a notice when using an automated  
33 vehicle identification system to detect traffic control signal  
34 disobedience.

35  
36 Ordered engrossed and placed on the Calendar for Third Reading and  
37 Final Passage.

38  
39 **HB04-1214** by Representative(s) Rose, Brophy, Harvey, Johnson R.,  
40 Madden, McCluskey, Miller, Rippy, Salazar, Tochtrop,  
41 Wiens; also Senator(s) Chlouber--Concerning continuation  
42 of the licensing of river outfitters by the division of parks  
43 and outdoor recreation.

44  
45 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,  
46 dated February 11, 2004, and placed in member's bill file; Report also  
47 printed in House Journal, February 12, page 422.

48  
49 Amendment No. 2, by Representative Rose.

50  
51 Amend printed bill, page 2, line 11, strike "(47)" and substitute "(41.5)".

52  
53 As amended, ordered engrossed and placed on the Calendar for Third  
54 Reading and Final Passage.

55  
56

1 **HB04-1215** by Representative(s) Rippy, Brophy, Harvey, Johnson R.,  
2 Madden, McCluskey, Miller, Rose, Salazar, Tochtrop,  
3 Wiens; also Senator(s) Entz--Concerning the regulation of  
4 outfitters, and, in connection therewith, continuing the  
5 regulatory functions of the director of the division of  
6 registrations.  
7

8 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,  
9 dated February 11, 2004, and placed in member's bill file; Report also  
10 printed in House Journal, February 12, page 422.  
11

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

15 **HB04-1243** by Representative(s) Frangas, Madden; also Senator(s)  
16 Sandoval--Concerning the promotion of financing for  
17 increased reservoir storage capacity through enhancements  
18 to existing facilities.  
19

20 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,  
21 dated February 12, 2004, and placed in member's bill file; Report also  
22 printed in House Journal, February 13, page 438.  
23

24 As amended, ordered engrossed and placed on the Calendar for Third  
25 Reading and Final Passage.  
26

27 **HB04-1025** by Representative(s) Ragsdale, McFadyen, Merrifield;  
28 also Senator(s) Takis, Isgar, May R., Nichol--Concerning  
29 the expiration date of certificates of emissions control for  
30 new diesel vehicles.  
31

32 Amendment No. 1, Transportation & Energy Report, dated January 28,  
33 2004, and placed in member's bill file; Report also printed in House  
34 Journal, January 29, pages 223-224.  
35

36 As amended, ordered engrossed and placed on the Calendar for Third  
37 Reading and Final Passage.  
38

39 On motion of Representative King, the remainder of the Special Orders  
40 Calendar (**HB04-1173, 1347, 1263, 1102, 1107, 1147, 1265**) was laid  
41 over until February 18, retaining place on Calendar.  
42

---

#### 43 44 45 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

46  
47 Passed Second Reading: **HB04-1125 amended, 1191 amended, 1262,**  
48 **1214 amended, 1215 amended, 1243 amended, 1025 amended.**  
49

50 Laid over until date indicated retaining place on Calendar: **HB04-1173,**  
51 **1347, 1263, 1102, 1107, 1147, 1265**--February 18, 2004.  
52

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

	YES	59	NO	00	EXCUSED	06	ABSENT	00
1								
2	Berry	Y	Garcia	E	McCluskey	Y	Sinclair	Y
3	Borodkin	Y	Hall	E	McFadyen	Y	Smith	Y
4	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
5	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	E
6	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
7	Butcher	E	Hoppe	Y	Mitchell	Y	Tochtrop	Y
8	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
9	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
10	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
11	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
12	Cloer	Y	Larson	Y	Rhodes	E	White	Y
13	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
14	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
15	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
16	Fairbank	E	Marshall	Y	Salazar	Y	Witwer	Y
17	Frangas	Y	May	Y	Schultheis	Y	Young	Y
18							Speaker	Y

### LAY OVER OF CALENDAR ITEMS

On motion of Representative King, the following items on the Calendar were laid over until February 18, retaining place on Calendar:

Consideration of General Orders--**HB04-1054, 1175, 1108, SB04-096, 067, 1210, 1196, SB04-004, HB04-1040, 1093, 1017, 1121, 1094, 1257, 1218, 1225, 1306, 1209, 1222, 1274, SB04-018, 035, 012, 026, HB04-1067, 1153, 1267.**

Consideration of Resolutions--**HJR04-1008, 1009, 1012, SJR04-009, HJR04-1013, 1005, 1014, SJR04-003, 004, HJR04-1015, 1016.**

Consideration of Senate Amendments--**HB04-1112, 1038, 1072, 1052, 1100.**

On motion of Representative King, the House adjourned until 9:00 a.m., February 18, 2004.

Approved:

LOLA SPRADLEY,  
Speaker

Attest:

JUDITH RODRIGUE,  
Chief Clerk