

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

January 30, 2006
Date

Committee on Health and Human Services.

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

HB06-1175 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 4, after line 5, insert the following:

2 "(1) "AIRPORT SMOKING CONCESSION" MEANS A BAR OR
3 RESTAURANT, OR BOTH, IN A PUBLIC AIRPORT WITH REGULARLY
4 SCHEDULED DOMESTIC AND INTERNATIONAL COMMERCIAL PASSENGER
5 FLIGHTS, IN WHICH BAR OR RESTAURANT SMOKING IS ALLOWED IN A FULLY
6 ENCLOSED AND INDEPENDENTLY VENTILATED AREA BY THE TERMS OF THE
7 CONCESSION."

8 Renumber succeeding subsections accordingly.

9 Page 5, line 5, strike "(4)," and substitute "(5),".

10 Page 9, line 14, strike "FACILITIES" and substitute "FACILITIES, PUBLICLY
11 OWNED HOUSING FACILITIES,".

12 Page 10, strike lines 20 through 22 and substitute the following:

13 "(f) AN AIRPORT SMOKING CONCESSION;";

14 line 23, strike "BUSINESS." and substitute "BUSINESS;";

15 after line 23, insert the following:

16 "(h) A PLACE OF EMPLOYMENT THAT IS NOT OPEN TO THE PUBLIC
17 AND THAT IS UNDER THE CONTROL OF AN EMPLOYER THAT EMPLOYS THREE

1 OR FEWER EMPLOYEES;

2 (i) A PRIVATE, NONRESIDENTIAL BUILDING ON A PRIVATE FARM OR
3 RANCH; OR

4 (j) THE RETAIL FLOOR PLAN, AS DEFINED IN SECTION 12-47.1-509,
5 C.R.S., OF A LICENSED CASINO."

6 Page 12, line 1, strike "**penalty.**" and substitute "**penalty - disposition of**
7 **finances and surcharges.**";

8 after line 14, insert the following:

9 "(4) ALL JUDGES, CLERKS OF A COURT OF RECORD, OR OTHER
10 OFFICERS IMPOSING OR RECEIVING FINES COLLECTED PURSUANT TO OR AS
11 A RESULT OF A CONVICTION OF ANY PERSONS FOR A VIOLATION OF ANY
12 PROVISION OF THIS PART 2 SHALL TRANSMIT ALL SUCH MONEYS SO
13 COLLECTED IN THE FOLLOWING MANNER:

14 (a) SEVENTY-FIVE PERCENT OF ANY SUCH FINE FOR A VIOLATION
15 OCCURRING WITHIN THE CORPORATE LIMITS OF A CITY, TOWN, OR CITY AND
16 COUNTY SHALL BE TRANSMITTED TO THE TREASURER OR CHIEF FINANCIAL
17 OFFICER OF SAID CITY, TOWN, OR CITY AND COUNTY, AND THE REMAINING
18 TWENTY-FIVE PERCENT SHALL BE TRANSMITTED TO THE STATE
19 TREASURER, WHO SHALL CREDIT THE SAME TO THE GENERAL FUND.

20 (b) SEVENTY-FIVE PERCENT OF ANY FINE FOR A VIOLATION
21 OCCURRING OUTSIDE THE CORPORATE LIMITS OF A CITY OR TOWN SHALL
22 BE TRANSMITTED TO THE TREASURER OF THE COUNTY IN WHICH THE CITY
23 OR TOWN IS LOCATED, AND THE REMAINING TWENTY-FIVE PERCENT SHALL
24 BE TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE
25 SAME TO THE GENERAL FUND.";

26 strike lines 21 through 27.

27 Page 13, strike lines 1 through 22.

28 Renumber succeeding sections accordingly.

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