

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

April 10, 2024
Date

Committee on Judiciary.

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

HB24-1244 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend reengrossed bill, page 3, strike lines 16 through 18 and substitute
- 2 "IS NOT A PUBLIC RECORD AS DEFINED IN PART 2 OF ARTICLE 72 OF TITLE
- 3 24."

- 4 Page 3, strike line 19 and substitute:

5 "(b) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (2)(a) OF
- 6 THIS SECTION, UPON WRITTEN REQUEST OF ONE OF THE INDIVIDUALS OR
- 7 ENTITIES SPECIFIED IN THIS SUBSECTION (2)(b), THE CORONER OR THE
- 8 CORONER'S DESIGNEE SHALL".

- 9 Page 3, strike line 21 and substitute "THE DEATH OF A MINOR ONLY TO
- 10 SUCH REQUESTING INDIVIDUAL OR ENTITY. SUCH INDIVIDUALS OR ENTITIES
- 11 ARE AS FOLLOWS:".

- 12 Page 5, strike line 5 and substitute "SYSTEM;".

- 13 Page 6, line 20, strike "OR".

- 14 Page 6, line 24, strike "INVESTIGATIONS." and substitute
- 15 "INVESTIGATIONS; OR".

- 16 Page 7, line 8, strike "AND".

- 17 Page 7, line 10, strike "MINOR." and substitute "MINOR; AND".

- 18 Page 7, after line 10 insert:

1 "(IV) NAME OF THE DECEASED MINOR."

2 Page 7, line 18, after "(4)" insert "(a)".

3 Page 7, line 21, after "MINOR." insert "THE PETITIONER SHALL SERVE
4 PROCESS ON THE CORONER AND DECEASED MINOR'S NEXT OF KIN
5 PURSUANT TO THE C.R.C.P. THE DISTRICT COURT SHALL HOLD A HEARING
6 THAT INCLUDES THE PETITIONER, CORONER, AND THE DECEASED MINOR'S
7 NEXT OF KIN, IF AVAILABLE. THE HEARING MUST BE CONDUCTED IN
8 ACCORDANCE WITH THE APPLICABLE RULES OF THE C.R.C.P. THAT
9 GOVERN THE SIMPLIFIED PROCEDURE FOR CIVIL ACTIONS AND SHALL NOT
10 INCLUDE A JURY."

11 Page 7, line 23, strike "(a)" and substitute "(I)".

12 Page 7, line 26, strike "(b)" and substitute "(II)".

13 Page 7, after line 27 insert:

14 "(b) UPON RECEIPT OF A PETITION BY PROPER SERVICE OF PROCESS,
15 A CORONER SHALL DISCLOSE THE NAME OF THE DECEASED MINOR AND THE
16 NAME AND ADDRESS OF THE DECEASED MINOR'S NEXT OF KIN FOR WHOM
17 THE AUTOPSY REPORT IS SOUGHT, IF AVAILABLE, TO THE DISTRICT COURT,
18 WHICH SHALL DISCLOSE THE NAME AND ADDRESS TO THE PETITIONER
19 UNDER A PROTECTIVE ORDER PROHIBITING THE PETITIONER FROM
20 DISCLOSING THE NAME AND ADDRESS TO ANYONE EXCEPT FOR THE
21 PURPOSE OF SERVING PROCESS TO THE DECEASED MINOR'S NEXT OF KIN
22 PURSUANT TO THIS SUBSECTION (4)(b)."

** *** ** *** **