

HOUSE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

April 24, 2017

Date

Committee on Finance.

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

SB17-040 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend reengrossed bill, page 3, strike lines 2 through 16.
- 2 Page 4, strike lines 1 through 4.
- 3 Renumber succeeding sections accordingly.
- 4 Page 4, line 6, strike "(6)(a)(I) and".
- 5 Page 4, strike line 27.
- 6 Page 5, strike lines 1 through 8.
- 7 Page 7, line 8, after "TECHNOLOGICALLY" insert "OR PRACTICALLY".
- 8 Page 7, strike line 25 and substitute "RECORDS IN THEIR NATIVE FORMAT
- 9 OR TO RELEASE EITHER METADATA OR THE CORRESPONDING METADATA OF
- 10 AN INDIVIDUAL RECORD UNLESS THE PARTICULAR METADATA IS
- 11 SPECIFICALLY REQUESTED AND SUBJECT TO DISCLOSURE."
- 12 Page 8, after line 5 insert:
- 13 "(6) IF THE CUSTODIAN BELIEVES A REQUEST TO PROVIDE RECORDS
- 14 IN A STRUCTURED DATA FORMAT WILL REQUIRE THE MAJORITY OF THE
- 15 INFORMATION CONTAINED IN THE REQUEST TO BE REMOVED FROM THE

1 RECORD EITHER BECAUSE SUCH INFORMATION IS NOT SUBJECT TO  
2 DISCLOSURE OR THE RECORD REQUESTED IS SO LARGE THAT IT CREATES  
3 LOGISTICAL PROBLEMS TO RESPOND TO THE REQUEST, THE CUSTODIAN  
4 SHALL CONFER WITH THE REQUESTER TO DETERMINE IF THE REQUEST MAY  
5 BE STRUCTURED IN A DIFFERENT WAY. COMPLIANCE WITH SECTION  
6 24-72-203 (3) IS TOLLED DURING THE PERIOD IN WHICH THE PARTIES ARE  
7 CONFERRING UNDER THIS SUBSECTION (6). THE CUSTODIAN MAY DEEM A  
8 REQUEST WITHDRAWN IF THE REQUESTOR FAILS TO RESPOND TO THE  
9 CUSTODIAN'S OFFER TO CONFER WITHIN THREE BUSINESS DAYS."

10 Renumber succeeding subsection accordingly.

11 Page 8, line 12, strike "(3.5)(b.5),".

12 Page 9, strike lines 7 through 27.

13 Page 10, strike lines 1 through 9.

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