

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Appropriations.

SB22-099 be amended as follows:

1 Amend printed bill, page 6, strike lines 18 through 27.

2 Page 7, strike lines 1 and 2 and substitute:

3 "(b) (I) The ~~district attorney~~ STATE COURT ADMINISTRATOR shall  
4 send the final list compiled pursuant to ~~subsection (3)(a)~~ SUBSECTION  
5 (3)(a)(V) of this section to the chief judge for the judicial district. ~~and~~ The  
6 courts of that judicial district shall enter sealing orders based on the list  
7 received WITHIN FOURTEEN DAYS AFTER RECEIPT OF THE AMENDED LIST  
8 FROM THE STATE COURT ADMINISTRATOR.

9 (II) The district court shall send a copy of the sealing order to the  
10 ~~Colorado bureau of investigation, the law enforcement agency that~~  
11 ~~investigated the case, and the district attorney's office that prosecuted the~~  
12 ~~case to facilitate sealing of the records held by those entities~~ THE DISTRICT  
13 ATTORNEY'S OFFICES. The court shall also send a copy to ~~the defendant if~~  
14 ~~the contact information for the defendant is available and to~~ the state  
15 court administrator for purposes of ~~subsection (3)(c)~~ SUBSECTIONS  
16 (3)(b)(III) AND (3)(c) of this section.

17 (III) THE STATE COURT ADMINISTRATOR SHALL ELECTRONICALLY  
18 SEND ALL ORDERS SEALING RECORDS PURSUANT TO THIS SUBSECTION  
19 (3)(b) TO THE COLORADO BUREAU OF INVESTIGATION USING AN  
20 INFORMATION-SHARING DATA TRANSFER TO FACILITATE SEALING OF THE  
21 RECORDS HELD BY THE COLORADO BUREAU OF INVESTIGATION.

22 (IV) THE DEFENDANT MAY OBTAIN A COPY OF THE SEALING ORDER  
23 PURSUANT TO SECTION 24-72-703 (2)(c) AND SERVE THE SEALING ORDER  
24 ON ANY CUSTODIAN OF THE RECORDS PURSUANT TO SECTION 24-72-703  
25 (8), INCLUDING THE LAW ENFORCEMENT AGENCY THAT INVESTIGATED THE  
26 CASE."

27 Page 8, after line 1 insert:

28 "(c) DURING THE 2023 AND 2024 LEGISLATIVE SESSIONS, THE  
29 JUDICIAL DEPARTMENT SHALL REPORT ON THE PROGRESS OF ITS  
30 IMPLEMENTATION OF SECTION 13-3-117, INCLUDING THE CREATION OF THE  
31 WEBSITE PURSUANT TO SUBSECTION (3)(c) OF THIS SECTION, AS PART OF  
32 THE DEPARTMENT'S "STATE MEASUREMENT FOR ACCOUNTABLE,  
33 RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT" HEARING  
34 REQUIRED BY SECTION 2-7-203."

35 Amend the Judiciary Committee Report, dated February 24, 2022, page  
36 4, strike lines 20 through 28.

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