

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB22-099 be amended as follows:

1 Amend printed bill, page 13, line 7, after "(2)(a)(VII)," insert  
2 "(2)(a)(VIII),".

3 Page 14, after line 16 insert:

4        "(VIII) SEALED COURT RECORDS ARE OPEN TO INSPECTION  
5 WITHOUT COURT ORDER TO ANY PERSON OR AGENCY FOR RESEARCH  
6 PURPOSES IF ALL OF THE FOLLOWING CONDITIONS ARE MET:

7        (A) THE PERSON OR AGENCY CONDUCTING THE RESEARCH IS  
8 EMPLOYED BY THE STATE OF COLORADO OR IS UNDER CONTRACT WITH  
9 THE STATE OF COLORADO OR OTHER GOVERNMENTAL SUBDIVISION  
10 AND IS AUTHORIZED BY THE STATE OR SUBDIVISION TO CONDUCT THE  
11 RESEARCH;

12        (B) THE PERSON OR AGENCY CONDUCTING THE RESEARCH  
13 ENSURES THAT ALL DOCUMENTS CONTAINING IDENTIFYING  
14 INFORMATION ARE MAINTAINED IN SECURE LOCATIONS AND ACCESS TO  
15 SUCH DOCUMENTS BY UNAUTHORIZED PERSONS IS PROHIBITED, THAT  
16 NO IDENTIFYING INFORMATION IS INCLUDED IN DOCUMENTS  
17 GENERATED FROM THE RESEARCH CONDUCTED, AND THAT ALL  
18 IDENTIFYING INFORMATION IS DELETED FROM DOCUMENTS USED IN  
19 THE RESEARCH WHEN THE RESEARCH IS COMPLETED;

20        (C) THE PERSON OR AGENCY ONLY RELEASES ANY DATA IN  
21 AGGREGATE FORM;

22        (D) IF APPLICABLE, WHEN PUBLICLY REPORTING DE-IDENTIFIED  
23 AGGREGATE INFORMATION ABOUT CRIMINAL JUSTICE ISSUES, THE  
24 INFORMATION WOULD BE INACCURATE WITHOUT THE INCLUSION OF  
25 SEALED RECORD INFORMATION;

26        (E) IF APPLICABLE, WHEN THE PURPOSE OF THE RESEARCH  
27 CANNOT BE ACCOMPLISHED WITHOUT THE INCLUSION OF  
28 DE-IDENTIFIED SEALED RECORD INFORMATION; AND

29        (F) IF APPLICABLE, WHEN THE PERSON OR AGENCY CONDUCTING  
30 THE RESEARCH IS ALSO CONDUCTING DATA MAINTENANCE OR DATA  
31 LINKAGE ON BEHALF OF A CUSTODIAN OF CRIMINAL JUSTICE RECORDS  
32 AND REQUIRES ACCESS TO IDENTIFIED SEALED RECORD INFORMATION. ".

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