

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Energy & Environment.

HB24-1359 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, **add** part 37 to  
4 article 32 of title 24 as follows:

5 PART 37

6 NOTIFICATION OF OIL AND GAS INCIDENTS

7 INVOLVING HAZARDOUS CHEMICALS

8 **24-32-3701. Short title.** THE SHORT TITLE OF THIS PART 37 IS THE  
9 "COMMUNITY RIGHT TO KNOW ACT".

10 **24-32-3702. Legislative declaration.** (1) THE GENERAL  
11 ASSEMBLY FINDS THAT:

12 (a) THERE WERE THREE THOUSAND SIX HUNDRED TWENTY-EIGHT  
13 INCIDENTS REPORTED BY OPERATORS TO THE COMMISSION BETWEEN 2019  
14 AND 2023;

15 (b) THE NUMBER OF REPORTED INCIDENTS HAS INCREASED EACH  
16 YEAR, WITH FOUR HUNDRED SEVENTY-SIX INCIDENTS IN 2020, EIGHT  
17 HUNDRED FIFTY-FOUR INCIDENTS IN 2021, ONE THOUSAND ONE HUNDRED  
18 SIX INCIDENTS IN 2022, AND ONE THOUSAND ONE HUNDRED NINETY-TWO  
19 INCIDENTS IN 2023;

20 (c) CERTAIN CHEMICALS THAT ARE ACCIDENTALLY DISCHARGED,  
21 EMITTED, RELEASED, OR SPILLED AS A RESULT OF OIL AND GAS  
22 OPERATIONS CAN HAVE AN ADVERSE IMPACT ON PUBLIC HEALTH, SAFETY,  
23 AND WELFARE; THE ENVIRONMENT; AND WILDLIFE RESOURCES;

24 (d) EXPOSURE TO A HAZARDOUS CHEMICAL MAY RESULT IN  
25 ADVERSE SHORT-TERM AND LONG-TERM HEALTH IMPACTS, PARTICULARLY  
26 FOR THOSE INDIVIDUALS IN CLOSE PROXIMITY TO AN INCIDENT; AND

27 (e) MEDICAL PROFESSIONALS WHO TREAT INDIVIDUALS SUFFERING  
28 FROM SHORT-TERM AND LONG-TERM ADVERSE HEALTH IMPACTS FROM  
29 HAZARDOUS CHEMICALS OFTEN DO NOT HAVE ENOUGH INFORMATION  
30 ABOUT AN INCIDENT TO BE ABLE TO EFFECTIVELY TREAT A PATIENT.

31 (2) THE GENERAL ASSEMBLY THEREFORE DETERMINES AND  
32 DECLARES THAT:

33 (a) THE PUBLIC HAS A RIGHT TO BE INFORMED ABOUT HAZARDOUS  
34 CHEMICALS THAT ARE INVOLVED IN AN INCIDENT; AND

35 (b) THE CREATION OF A WEBSITE FOR MEDICAL PROFESSIONALS  
36 AND THE PUBLIC WITH INFORMATION ABOUT HAZARDOUS CHEMICALS THAT  
37 ARE INVOLVED IN AN INCIDENT IS A MATTER OF STATEWIDE AND LOCAL  
38 CONCERN AND IN THE PUBLIC INTEREST.

39 **24-32-3703. Definitions - rules.** AS USED IN THIS PART 37, UNLESS

1 THE CONTEXT OTHERWISE REQUIRES:  
2 (1) "COMMISSION" MEANS THE ENERGY AND CARBON  
3 MANAGEMENT COMMISSION CREATED IN SECTION 34-60-104.3.  
4 (2) "COVERED REPORT" MEANS A SPILL/RELEASE REPORT, AS  
5 DESCRIBED IN COMMISSION RULES, OR A SITE INVESTIGATION AND  
6 REMEDIATION WORK PLAN, AS DESCRIBED IN COMMISSION RULES, OR ANY  
7 OTHER REPORTS OR PLANS, INCLUDING SUCCESSOR REPORTS OR PLANS,  
8 REQUIRED TO BE SUBMITTED TO THE COMMISSION PURSUANT TO  
9 COMMISSION RULES IN THE EVENT OF A SPILL OR RELEASE OF A  
10 HAZARDOUS CHEMICAL.  
11 (3) "DEPARTMENT" MEANS THE DEPARTMENT OF LOCAL AFFAIRS.  
12 (4) "DISPROPORTIONATELY IMPACTED COMMUNITY" HAS THE  
13 MEANING SET FORTH IN SECTION 24-4-109 (2)(b)(II).  
14 (5) "HAZARDOUS CHEMICAL" MEANS ANY OF THE FOLLOWING  
15 CHEMICALS:  
16 (a) 5-FLUOROOROTIC ACID;  
17 (b) ACETALDEHYDE;  
18 (c) ACETYLENE;  
19 (d) ACROLEIN;  
20 (e) BENZENE;  
21 (f) BUTENE;  
22 (g) BUTYRALDEHYDE;  
23 (h) CARBON MONOXIDE;  
24 (i) CHLOROMETHANE;  
25 (j) COVERED AIR TOXICS, AS DEFINED IN SECTION 25-7-141 (2)(b);  
26 (k) CYCLOHEXANE;  
27 (l) CYCLOPENTANE;  
28 (m) DIMETHYLBUTANE;  
29 (n) DIMETHYLPENTANE;  
30 (o) ETHANE;  
31 (p) ETHYLBENZENE;  
32 (q) ETHYLCYCLOHEXANE;  
33 (r) ETHYLENE;  
34 (s) ETHYLENE GLYCOL;  
35 (t) ETHYLTOLUENE;  
36 (u) FORMALDEHYDE;  
37 (v) FRUCTOOLIGOSACCHARIDE;  
38 (w) GLYCOL DIBROMIDE;  
39 (x) GLYCOL DICHLORIDE;  
40 (y) GLYCOL MONOETHYL ETHER;  
41 (z) GLYCOL NITRATE;  
42 (aa) HAZARDOUS AIR POLLUTANTS, AS DEFINED IN SECTION  
43 25-7-103 (13);

1 (bb) HEAVY METALS, INCLUDING ANTIMONY, CADMIUM,  
2 CHROMIUM, COBALT, COPPER, LEAD, MANGANESE, MERCURY, NICKEL,  
3 SILVER, THALLIUM, AND ZINC;  
4 (cc) HEXENE;  
5 (dd) HYDROGEN SULFIDE;  
6 (ee) ISOBUTANE;  
7 (ff) ISOPENTANE;  
8 (gg) ISOPRENE;  
9 (hh) ISOPROPYLBENZENE;  
10 (ii) M-DIETHYLBENZENE;  
11 (jj) METHYL BUTENE;  
12 (kk) METHYLCYCLOHEXANE;  
13 (ll) METHYLHEPTANE;  
14 (mm) METHYLHEXANE;  
15 (nn) METHYLNAPHTHALENE;  
16 (oo) METHYLPENTANE;  
17 (pp) METHYLPENTENE;  
18 (qq) N-BUTANE;  
19 (rr) N-DECANE;  
20 (ss) N-DODECANE;  
21 (tt) N-HEPTANE;  
22 (uu) N-HEXANE;  
23 (vv) N-NONANE;  
24 (ww) N-OCTANE;  
25 (xx) N-PENTANE;  
26 (yy) N-PROPYLBENZENE;  
27 (zz) N-UNDECANE;  
28 (aaa) NAPHTHALENE;  
29 (bbb) O-ETHYLTOLUENE;  
30 (ccc) O-XYLENE;  
31 (ddd) P-DIETHYLBENZENE;  
32 (eee) P-ETHYLTOLUENE;  
33 (fff) PENTENE;  
34 (ggg) PFAS CHEMICALS, AS DEFINED IN SECTION 25-5-1302 (7);  
35 (hhh) PROPANE;  
36 (iii) PROPYLENE OXIDE;  
37 (jjj) SULFUR DIOXIDE;  
38 (kkk) STYRENE;  
39 (lll) TOLUENE;  
40 (mmm) TOXIC AIR CONTAMINANTS, AS DEFINED IN SECTION  
41 25-7-109.5 (1)(i);  
42 (nnn) TRIMETHYLBENZENE;  
43 (ooo) TRIMETHYLPENTANE; AND

1 (ppp) XYLENE.

2 (6) "HAZARDOUS CHEMICAL NOTIFICATION COMMITTEE" OR

3 "COMMITTEE" MEANS THE HAZARDOUS CHEMICAL NOTIFICATION

4 COMMITTEE CREATED IN SECTION 24-32-3705 (1).

5 (7) "HAZARDOUS CHEMICAL NOTIFICATION REPORT" MEANS THE

6 WRITTEN REPORT PREPARED BY THE DEPARTMENT PURSUANT TO SECTION

7 24-32-3705 (6)(a).

8 (8) "HAZARDOUS CHEMICAL NOTIFICATION WEBSITE" OR

9 "WEBSITE" MEANS THE WEBSITE CONTENT DEVELOPED BY THE HAZARDOUS

10 CHEMICAL NOTIFICATION COMMITTEE PURSUANT TO SECTION 24-32-3705

11 (3).

12 (9) "INCIDENT" MEANS A SPILL OR RELEASE OF A HAZARDOUS

13 CHEMICAL THAT REQUIRES THE SUBMISSION OF A COVERED REPORT TO THE

14 COMMISSION PURSUANT TO COMMISSION RULES.

15 (10) "MEDICAL PROFESSIONAL" MEANS A PHYSICIAN, PHYSICIAN

16 ASSISTANT, ADVANCED PRACTICE REGISTERED NURSE, REGISTERED NURSE,

17 OR EMERGENCY MEDICAL SERVICE PROVIDER LICENSED OR CERTIFIED BY

18 THE STATE.

19 (11) "OIL AND GAS OPERATIONS" HAS THE MEANING SET FORTH IN

20 SECTION 34-60-103.

21 (12) "OPERATOR" HAS THE MEANING SET FORTH IN SECTION

22 34-60-103.

23 **24-32-3704. Submission of covered reports to the department**

24 **- designation of individual responsible for receiving covered reports**

25 **- record retention requirements.** (1) ON AND AFTER JULY 1, 2024, IN

26 THE EVENT OF AN INCIDENT, IN ADDITION TO SUBMITTING A COVERED

27 REPORT TO THE DIRECTOR OF THE COMMISSION PURSUANT TO COMMISSION

28 RULES, AN OPERATOR SHALL, WITHIN TWENTY-FOUR HOURS AFTER THE

29 DISCOVERY OF AN INCIDENT, ALSO SUBMIT THE COVERED REPORT TO THE

30 PERSON DESIGNATED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT

31 PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION.

32 (2) (a) BEFORE JULY 1, 2024, THE EXECUTIVE DIRECTOR OF THE

33 DEPARTMENT SHALL DESIGNATE AN INDIVIDUAL WITH EXPERTISE IN

34 INFORMATION TECHNOLOGY AND WEBSITE DEVELOPMENT TO DEVELOP

35 CODING FOR THE HAZARDOUS CHEMICAL NOTIFICATION WEBSITE AND

36 RECEIVE COVERED REPORTS FROM OPERATORS PURSUANT TO SUBSECTION

37 (1) OF THIS SECTION.

38 (b) ON AND AFTER JULY 1, 2025, THE INDIVIDUAL DESIGNATED BY

39 THE EXECUTIVE DIRECTOR OF THE DEPARTMENT PURSUANT TO

40 SUBSECTION (2)(a) OF THIS SECTION SHALL POST THE COVERED REPORTS

41 RECEIVED PURSUANT TO SUBSECTION (2)(a) OF THIS SECTION ON THE

42 HAZARDOUS CHEMICAL NOTIFICATION WEBSITE.

43 (3) THE INDIVIDUAL DESCRIBED IN SUBSECTION (2)(a) OF THIS

1 SECTION SHALL:

2 (a) RETAIN ANY RECORD RELATED TO THE OPERATOR'S

3 COMPLIANCE WITH SUBSECTION (1) OF THIS SECTION FOR AT LEAST TEN

4 YEARS AFTER THE RECORD IS MADE; AND

5 (b) UPON REQUEST BY THE DEPARTMENT, PROVIDE THE RECORDS

6 DESCRIBED IN SUBSECTION (3)(a) OF THIS SECTION TO THE DEPARTMENT

7 FOR THE PURPOSES OF A HAZARDOUS CHEMICAL NOTIFICATION REPORT.

8 **24-32-3705. Hazardous chemical notification committee -**

9 **website - reports - repeal.** (1) THE HAZARDOUS CHEMICAL NOTIFICATION

10 COMMITTEE IS CREATED IN THE DEPARTMENT.

11 (2) (a) THE COMMITTEE CONSISTS OF THE FOLLOWING MEMBERS:

12 (I) FOUR PHYSICIANS, APPOINTED BY THE GOVERNOR, WHO HAVE

13 EXPERIENCE:

14 (A) IN EPIDEMIOLOGY, ONCOLOGY, ENDOCRINOLOGY,

15 PULMONOLOGY, TOXICOLOGY, OR TREATING PATIENTS WITH MEDICAL

16 TRAUMA; AND

17 (B) TREATING PATIENTS WHO ARE LOCATED IN, OR ARE PART OF,

18 A DISPROPORTIONATELY IMPACTED COMMUNITY;

19 (II) THE INDIVIDUAL DESIGNATED BY THE EXECUTIVE DIRECTOR OF

20 THE DEPARTMENT PURSUANT TO SECTION 24-32-3704 (2)(a);

21 (III) ONE MEMBER REPRESENTING THE COMMISSION, APPOINTED BY

22 THE CHAIR OF THE COMMISSION;

23 (IV) ONE MEMBER REPRESENTING THE DEPARTMENT OF PUBLIC

24 HEALTH AND ENVIRONMENT, APPOINTED BY THE EXECUTIVE DIRECTOR OF

25 THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT; AND

26 (V) FOUR MEMBERS OF THE PUBLIC, APPOINTED BY THE

27 ENVIRONMENTAL JUSTICE ADVISORY BOARD CREATED IN SECTION

28 25-1-134 (2):

29 (A) WHO HAVE EACH FILED A COMPLAINT WITH THE COMMISSION

30 OR THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, WHICH

31 COMPLAINT ALLEGES ADVERSE HEALTH IMPACTS AS A RESULT OF OIL AND

32 GAS OPERATIONS; AND

33 (B) WHO ARE EACH A RESIDENT OF ONE OF FOUR COUNTIES IN THE

34 STATE THAT HAVE BEEN HEAVILY IMPACTED BY OIL AND GAS OPERATIONS,

35 AS DETERMINED BY THE ENVIRONMENTAL JUSTICE ADVISORY BOARD, WITH

36 TWO MEMBERS BEING RESIDENTS OF A COUNTY OF THE STATE WEST OF THE

37 CONTINENTAL DIVIDE AND TWO MEMBERS BEING RESIDENTS OF A COUNTY

38 OF THE STATE EAST OF THE CONTINENTAL DIVIDE.

39 (b) THE APPOINTING AUTHORITIES SHALL MAKE ALL

40 APPOINTMENTS TO THE COMMITTEE NO LATER THAN JULY 1, 2024. THE

41 MEMBERS SHALL SERVE AN INITIAL TERM OF THREE YEARS AND MAY BE

42 REAPPOINTED FOR ONE ADDITIONAL TERM OF THREE YEARS.

43 (c) EACH MEMBER OF THE COMMITTEE WHO IS NOT A STATE,

1 COUNTY, OR LOCAL GOVERNMENT EMPLOYEE OR CONTRACTOR SERVING  
2 AS A MEMBER OF THE COMMITTEE AS PART OF THE MEMBER'S JOB DUTIES  
3 RECEIVES A PER DIEM OF FIFTY DOLLARS FOR ATTENDANCE AT REGULARLY  
4 SCHEDULED MEETINGS OF THE COMMITTEE DURING THE 2024-25 STATE  
5 FISCAL YEAR. FOR EACH STATE FISCAL YEAR THEREAFTER, THE PER DIEM  
6 AMOUNT MUST BE ANNUALLY ADJUSTED FOR INFLATION BASED ON THE  
7 PERCENTAGE CHANGE IN THE UNITED STATES DEPARTMENT OF LABOR'S  
8 BUREAU OF LABOR STATISTICS CONSUMER PRICE INDEX, OR A SUCCESSOR  
9 INDEX, FOR DENVER-AURORA-LAKEWOOD FOR ALL ITEMS PAID BY URBAN  
10 CONSUMERS. MEMBERS OF THE COMMITTEE ALSO RECEIVE  
11 REIMBURSEMENT FOR ACTUAL AND NECESSARY EXPENSES INCURRED  
12 WHILE PERFORMING OFFICIAL DUTIES.

13 (3) ON OR BEFORE JULY 1, 2025, THE COMMITTEE SHALL DEVELOP  
14 CONTENT FOR A HAZARDOUS CHEMICAL NOTIFICATION WEBSITE. THE  
15 WEBSITE MUST INCLUDE, AT A MINIMUM:

16 (a) A SECTION OF INFORMATIONAL AND EDUCATIONAL CONTENT  
17 RELATED TO HAZARDOUS CHEMICALS, TARGETED TOWARD THE GENERAL  
18 PUBLIC;

19 (b) A SECTION OF INFORMATIONAL AND EDUCATIONAL CONTENT  
20 RELATED TO HAZARDOUS CHEMICALS, TARGETED TOWARD MEDICAL  
21 PROFESSIONALS;

22 (c) A SECTION CONTAINING A LIST OF HAZARDOUS CHEMICALS,  
23 WHICH LIST MUST INCLUDE THE FOLLOWING INFORMATION ABOUT EACH  
24 HAZARDOUS CHEMICAL LISTED:

25 (I) POTENCY;

26 (II) MODE OF ACTION;

27 (III) EXPOSURE PATTERNS;

28 (IV) THE AMOUNT OF EACH HAZARDOUS CHEMICAL THAT IS  
29 CONSIDERED HAZARDOUS FOR ACUTE AND CHRONIC EXPOSURE;

30 (V) THE SHORT-TERM ADVERSE HEALTH IMPACTS ASSOCIATED  
31 WITH EACH HAZARDOUS CHEMICAL, AS DESCRIBED BY THE NATIONAL  
32 LIBRARY OF MEDICINE OR THE NATIONAL INSTITUTE FOR OCCUPATIONAL  
33 SAFETY AND HEALTH, AS APPLICABLE, INCLUDING:

34 (A) POTENTIAL RESPIRATORY IMPACTS;

35 (B) POTENTIAL MENTAL HEALTH IMPACTS;

36 (C) POTENTIAL NEUROLOGICAL IMPACTS;

37 (D) POTENTIAL CIRCULATORY IMPACTS;

38 (E) POTENTIAL DEVELOPMENTAL EFFECTS ON CHILDREN; AND

39 (F) ANY OTHER POTENTIAL SHORT-TERM ADVERSE HEALTH  
40 IMPACTS; AND

41 (VI) THE LONG-TERM ADVERSE HEALTH IMPACTS ASSOCIATED  
42 WITH EACH HAZARDOUS CHEMICAL, AS DESCRIBED BY THE NATIONAL  
43 LIBRARY OF MEDICINE OR THE NATIONAL INSTITUTE FOR OCCUPATIONAL

1 SAFETY AND HEALTH, AS APPLICABLE, INCLUDING:

2 (A) POTENTIAL RISKS OF ANEMIA, CANCER, LEUKEMIA, IRREGULAR

3 MENSTRUAL PERIODS, INCREASED CHANCES OF INFECTION, FERTILITY

4 ISSUES, HEARING LOSS, VISION LOSS, PREGNANCY COMPLICATIONS,

5 ECZEMA, RESPIRATORY DISEASE, AND HEART DISEASE;

6 (B) POTENTIAL GENETIC IMPACTS;

7 (C) POTENTIAL GERIATRIC IMPACTS;

8 (D) POTENTIAL PEDIATRIC IMPACTS; AND

9 (E) ANY OTHER POTENTIAL LONG-TERM ADVERSE HEALTH

10 IMPACTS;

11 (d) AN ENTRY FOR EACH COVERED REPORT RECEIVED ON AND

12 AFTER JULY 1, 2025, BY THE INDIVIDUAL DESIGNATED BY THE EXECUTIVE

13 DIRECTOR OF THE DEPARTMENT PURSUANT TO SECTION 24-32-3704 (2)(a),

14 WHICH ENTRY MUST INCLUDE:

15 (I) A POSTING OF THE COVERED REPORT; AND

16 (II) THE INFORMATION DESCRIBED IN SUBSECTION (3)(c) OF THIS

17 SECTION FOR EACH HAZARDOUS CHEMICAL INVOLVED IN THE INCIDENT

18 THAT IS THE SUBJECT OF THE COVERED REPORT;

19 (e) INTERNET WEBSITE ADDRESSES FOR OTHER RESOURCES DEEMED

20 BY THE COMMITTEE TO BE RELEVANT TO THE CONTENT OF THE WEBSITE;

21 AND

22 (f) ANY ADDITIONAL CONTENT THAT THE COMMITTEE DEEMS

23 NECESSARY PURSUANT TO SUBSECTION (4)(c) OF THIS SECTION.

24 (4) (a) THE MEMBERS OF THE COMMITTEE SHALL MEET ON A

25 MONTHLY BASIS DURING THE FIRST YEAR AFTER THE FIRST APPOINTMENTS

26 TO THE COMMITTEE ARE MADE TO:

27 (I) DEVELOP CONTENT FOR THE WEBSITE IN ACCORDANCE WITH

28 THE REQUIREMENTS DESCRIBED IN SUBSECTION (3) OF THIS SECTION; AND

29 (II) ENSURE THAT THE INDIVIDUAL DESIGNATED BY THE

30 EXECUTIVE DIRECTOR OF THE DEPARTMENT PURSUANT TO SECTION

31 24-32-3704 (2)(a) IS ABLE TO POST COVERED REPORTS ON THE WEBSITE.

32 (b) THE WEBSITE MUST INCORPORATE A TRANSLATION SERVICE

33 COMPATIBLE WITH THE WEBSITE'S DEVELOPMENT SOFTWARE THAT

34 ALLOWS USERS TO SELECT A LANGUAGE OF CHOICE FOR READING THE

35 WEBSITE CONTENT.

36 (c) BEGINNING IN THE 2026 CALENDAR YEAR, AND IN EACH

37 CALENDAR YEAR THEREAFTER, THE MEMBERS OF THE COMMITTEE SHALL

38 MEET ON A QUARTERLY BASIS TO MAKE UPDATES TO THE CONTENT OF THE

39 WEBSITE THAT THE COMMITTEE DETERMINES TO BE USEFUL TO MEDICAL

40 PROFESSIONALS AND THE PUBLIC.

41 (d) ON OR BEFORE JULY 1, 2025, AND ON OR BEFORE EACH JULY 1

42 THEREAFTER, THE COMMITTEE SHALL SUBMIT A REPORT OF THE

43 COMMITTEE'S WORK PURSUANT TO THIS SECTION TO THE DEPARTMENT.

1 (e) ON OR BEFORE JULY 1, 2025, AND ON OR BEFORE EACH JULY 1  
2 THEREAFTER, THE COMMISSION AND THE DEPARTMENT OF PUBLIC HEALTH  
3 AND ENVIRONMENT SHALL NOTIFY THE PUBLIC ABOUT THE WEBSITE,  
4 WHICH NOTIFICATION MUST INCLUDE AN INTERNET WEBSITE ADDRESS FOR  
5 THE WEBSITE.

6 (5) (a) THE DEPARTMENT SHALL PROVIDE ADMINISTRATIVE  
7 SUPPORT TO THE COMMITTEE AS MAY BE NECESSARY TO IMPLEMENT THIS  
8 SECTION. THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND GIFTS,  
9 GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC SOURCES FOR THE  
10 PURPOSES OF THIS SECTION.

11 (b) THE HAZARDOUS CHEMICAL NOTIFICATION WEBSITE MUST BE  
12 ACCESSIBLE FROM THE HOME PAGE OF THE DEPARTMENT'S WEBSITE.

13 (6) (a) (I) ON OR BEFORE JULY 1, 2026, AND ON OR BEFORE EACH  
14 JULY 1 THEREAFTER, THE DEPARTMENT SHALL SUBMIT THE HAZARDOUS  
15 CHEMICAL NOTIFICATION REPORT AS A WRITTEN REPORT TO THE HEALTH  
16 AND HUMAN SERVICES COMMITTEE OF THE HOUSE OF REPRESENTATIVES  
17 AND THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE, OR  
18 ANY SUCCESSOR COMMITTEES, WHICH REPORT MUST INCLUDE, FOR THE  
19 PREVIOUS YEAR, A SUMMARY OF THE NOTIFICATIONS MADE BY OPERATORS  
20 PURSUANT TO SECTION 24-32-3704 (1).

21 (II) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I), THE  
22 REPORTING REQUIREMENT IN THIS SUBSECTION (6) CONTINUES UNTIL THE  
23 REPEAL OF THIS SECTION PURSUANT TO SUBSECTION (7) OF THIS SECTION.

24 (b) THE DEPARTMENT SHALL DIRECT THE HAZARDOUS CHEMICAL  
25 NOTIFICATION COMMITTEE TO POST EACH HAZARDOUS CHEMICAL  
26 NOTIFICATION REPORT ON THE HAZARDOUS CHEMICAL NOTIFICATION  
27 WEBSITE.

28 (7) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2034.  
29 BEFORE THE REPEAL, THE COMMITTEE IS SCHEDULED FOR REVIEW IN  
30 ACCORDANCE WITH SECTION 2-3-1203.

31 **24-32-3706. Enforcement - penalties - waiver of liability.**

32 (1) AN OPERATOR THAT VIOLATES SECTION 24-32-3704 (1) IS SUBJECT TO  
33 A PENALTY OF NO MORE THAN ONE THOUSAND DOLLARS FOR EACH DAY  
34 THAT A VIOLATION CONTINUES. THE COMMISSION MAY ADMINISTER THE  
35 PENALTY AFTER NOTICE AND A HEARING IN ACCORDANCE WITH SECTION  
36 24-4-105.

37 (2) THE COMMISSION SHALL TRANSMIT ALL PENALTIES COLLECTED  
38 PURSUANT TO SUBSECTION (1) OF THIS SECTION TO THE STATE TREASURER,  
39 WHO SHALL CREDIT THE PENALTIES TO THE ENERGY AND CARBON  
40 MANAGEMENT CASH FUND CREATED IN SECTION 34-60-124.

41 (3) IF AN OPERATOR VIOLATES SECTION 24-32-3704 (1) THREE OR  
42 MORE TIMES, THE OPERATOR MAY NOT CLAIM A WAIVER OF LIABILITY FOR  
43 DAMAGES RELATED TO THE THIRD OR SUBSEQUENT VIOLATION.



1           **SECTION 2.** In Colorado Revised Statutes, 2-3-1203, **add**  
2 (25)(a)(III) as follows:  
3           **2-3-1203. Sunset review of advisory committees - legislative**  
4 **declaration - definition - repeal.** (25) (a) The following statutory  
5 authorizations for the designated advisory committees will repeal on  
6 September 1, 2034:  
7           (III) THE HAZARDOUS CHEMICAL NOTIFICATION COMMITTEE  
8 CREATED IN SECTION 24-32-3705 (1).  
9           **SECTION 3.** In Colorado Revised Statutes, 34-60-124, **amend**  
10 (1)(f) and (1)(g); and **add** (1)(h) as follows:  
11           **34-60-124. Energy and carbon management cash fund -**  
12 **definitions - repeal.** (1) The state treasurer shall credit the following  
13 money to the fund:  
14           (f) Money recovered from the sale of salvaged equipment, as  
15 provided for in subsection (6)(c) of this section; ~~and~~  
16           (g) Money credited to the fund pursuant to sections 34-64-108 (4)  
17 and 37-90.5-106 (4); AND  
18           (h) MONEY CREDITED TO THE FUND PURSUANT TO SECTION  
19 24-32-3706 (2).  
20           **SECTION 4. Safety clause.** The general assembly finds,  
21 determines, and declares that this act is necessary for the immediate  
22 preservation of the public peace, health, or safety or for appropriations for  
23 the support and maintenance of the departments of the state and state  
24 institutions."

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