

SB166_L.005

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation & Energy.

SB24-166 be amended as follows:

1 Amend proposed committee amendment (SB166_L.001), page 1, after
2 line 11 insert:

3 "Page 4 of the printed bill, after line 11 insert:

4 "(d) AS USED IN THIS SUBSECTION (19.7), "VIOLATION" DOES NOT
5 INCLUDE A VIOLATION THAT:

6 (I) RESULTS FROM A MALFUNCTION THAT HAS BEEN PROVEN AS AN
7 AFFIRMATIVE DEFENSE PURSUANT TO APPLICABLE COMMISSION RULES;

8 (II) HAS BEEN VOLUNTARILY DISCLOSED IN ACCORDANCE WITH
9 SECTION 25-1-114.5; OR

10 (III) IS DISCLOSED IN AN ENVIRONMENTAL SELF-AUDIT CONDUCTED
11 PURSUANT TO SECTION 25-1-114.6."."

** **