

HOUSE COMMITTEE OF REFERENCE AMENDMENT
Committee on Judiciary.

HB23-1019 be amended as follows:

1 Amend printed bill, page 7, after line 22 insert:

2 **"SECTION 8.** In Colorado Revised Statutes, **repeal** 24-72-401
3 as follows:

4 **24-72-401. Commission on judicial discipline - confidentiality**
5 **of records and procedures.** The record of an investigation conducted by
6 the commission on judicial discipline or by masters appointed by the
7 supreme court at the request of the commission shall contain all papers
8 filed with and all proceedings before the commission or the masters. The
9 record shall be confidential and shall remain confidential after filing with
10 the supreme court. A recommendation of the commission for the removal
11 or retirement of a justice or judge shall not be confidential after it is filed
12 with the supreme court.

13 **SECTION 9.** In Colorado Revised Statutes, **repeal** 24-72-402 as
14 follows:

15 **24-72-402. Violation - penalty.** Any member of the commission,
16 any master appointed by the supreme court, or anyone providing
17 assistance to such commission or such masters who willfully and
18 knowingly discloses the contents of any paper filed with, or any
19 proceeding before, such commission or such masters, or willfully and
20 knowingly discloses the contents of any recommendation of the
21 commission before such recommendation is filed with the supreme court
22 is guilty of a misdemeanor and, upon conviction thereof, shall be
23 punished by a fine of not more than five hundred dollars. This section
24 shall not apply to any necessary communication between the members of
25 the commission or the masters appointed by the supreme court or anyone
26 employed to aid such commission or such masters in the filing or
27 documentation of any paper filed with, or any proceedings before, such
28 commission or such masters or the preparation of the recommendation of
29 such commission.

30 **SECTION 10.** In Colorado Revised Statutes, 42-4-1301, **amend**
31 (6)(c)(IV) as follows:

32 **42-4-1301. Driving under the influence - driving while**
33 **impaired - driving with excessive alcoholic content - definitions -**
34 **penalties.** (6) (c) (IV) The department of public health and environment
35 may release nonpersonal identifying information from the database in
36 accordance with sections 24-72-101 to 24-72-402, C.R.S. 24-72-309."

37 Renumber succeeding section accordingly.

38 Page 8, line 7, strike "23-____" and substitute "23-1001".

39 Page 8, line 9, strike "23-____" and substitute "23-1001".

*** * * * *