

**NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**

# An Act

SENATE BILL 20-064

BY SENATOR(S) Foote, Bridges, Fenberg, Ginal, Gonzales, Hansen, Lee, Moreno, Rodriguez, Tate;  
also REPRESENTATIVE(S) Soper and Tipper, Bird, Caraveo, Cutter, Esgar, Gray, Hooton, Kipp, McCluskie, Roberts, Valdez A., Weissman, Woodrow.

CONCERNING THE REPEAL OF A PROHIBITION ON THE STATE ATTORNEY GENERAL BRINGING AN ACTION UNDER STATE ANTITRUST LAW WHEN CERTAIN CORPORATE ACTIONS HAVE BEEN REVIEWED BY A FEDERAL ENTITY.

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** In Colorado Revised Statutes, 6-4-107, **repeal** (3) as follows:

**6-4-107. Mergers - acquisitions.** (3) ~~The attorney general shall not challenge any merger or acquisition under the provisions of this section which has been reviewed by any federal department, agency, or commission under section 7A of the federal "Clayton Act" and for which all applicable waiting periods have expired or have been terminated without a challenge to such merger or acquisition by that department, agency, or commission.~~

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*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

**SECTION 2. Act subject to petition - effective date - applicability.** (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to mergers commenced on or after the applicable effective date of this act.

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Leroy M. Garcia  
PRESIDENT OF  
THE SENATE

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KC Becker  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Cindi L. Markwell  
SECRETARY OF  
THE SENATE

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Robin Jones  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

APPROVED \_\_\_\_\_  
(Date and Time)

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Jared S. Polis  
GOVERNOR OF THE STATE OF COLORADO