

CHAPTER 87

GOVERNMENT - STATE

HOUSE BILL 93-1145

BY REPRESENTATIVES Kreutz, Allen, Greenwood, R. Hernandez, and Kerns;
also SENATOR Lacy.

AN ACT

CONCERNING THE RELEASE OF CERTAIN RECORDS UNDER THE OPEN RECORDS LAW TO A CRIMINAL JUSTICE AGENCY.

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

SECTION 1. 24-72-204 (3) (a) (IX), Colorado Revised Statutes, 1988 Repl. Vol., as amended, is amended to read:

24-72-204. Allowance or denial of inspection - grounds procedure - appeal.
(3) (a) The custodian shall deny the right of inspection of the following records, unless otherwise provided by law; except that any of the following records, other than letters of reference concerning employment, licensing, or issuance of permits, shall be available to the person in interest under this subsection (3):

(IX) Addresses, telephone numbers, and personal financial information of past or present users of public utilities, public facilities, or recreational or cultural services which are owned and operated by the state, its agencies, institutions, or political subdivisions; EXCEPT THAT, NOTHING IN THIS SUBPARAGRAPH (IX) SHALL PROHIBIT THE CUSTODIAN OF RECORDS FROM TRANSMITTING SUCH DATA TO ANY PEACE OFFICER, AS DEFINED IN SECTION 18-1-901 (3) (1) (I), (3) (1) (II), AND (3) (1) (III), C.R.S., ACTING WITHIN THE SCOPE OF SUCH OFFICER'S AUTHORITY AND IN FURTHERANCE OF SUCH OFFICER'S DUTIES, WHO MAKES A REQUEST TO THE CUSTODIAN TO INSPECT SUCH RECORDS AND WHO PROVIDES EVIDENCE SATISFACTORY TO THE CUSTODIAN THAT THE INSPECTION IS REASONABLY RELATED TO SUCH PEACE OFFICER'S AUTHORITY AND DUTIES. Nothing in this subparagraph (IX) shall be construed to prohibit the publication of such information in an aggregate or statistical form so classified as to prevent the identification, location, or habits of individuals.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 7, 1993