

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.

SB23-291 be amended as follows:

1 Amend reengrossed bill, page 4, line 1, after the period add "In
2 DETERMINING THE LONG-TERM RATE OF INFLATION, THE COMMISSION
3 SHALL DETERMINE AN APPROPRIATE RATE OF INFLATION SPECIFICALLY FOR
4 FUEL COSTS."

5 Page 12, line 17, strike "MAY" and substitute "SHALL".

6 Page 13, line 10, strike "MAY" and substitute "SHALL".

7 Page 17, after line 25 insert:

8 "(d) (I) AN INVESTOR-OWNED GAS UTILITY THAT PROVIDES A MAP
9 PURSUANT TO THIS SUBSECTION (3) MAY DESIGNATE THE MAP OR ANY
10 ASSOCIATED INFORMATION PROVIDED AS CONTAINING CRITICAL
11 INFRASTRUCTURE INFORMATION.

12 (II) IF THE COMMISSION DETERMINES THAT THE DISCLOSURE OF
13 THE MAP OR ASSOCIATED INFORMATION THAT THE UTILITY DESIGNATES AS
14 CONTAINING CRITICAL INFRASTRUCTURE INFORMATION PURSUANT TO
15 SUBSECTION (3)(d)(I) OF THIS SECTION MAY EXPOSE OR CREATE
16 VULNERABILITY TO CRITICAL INFRASTRUCTURE FACILITIES OR SYSTEMS:

17 (A) THE COMMISSION SHALL NOT PROVIDE THE MAP OR
18 ASSOCIATED INFORMATION TO ANY PERSON OUTSIDE OF THE COMMISSION
19 OR OTHER STATE AGENCY FOR WHICH THE MAP OR ASSOCIATED
20 INFORMATION IS RELEVANT TO THE AGENCY'S WORK; AND

21 (B) THE DIRECTOR OF THE COMMISSION SHALL NOT RELEASE THE
22 MAP OR ASSOCIATED INFORMATION IN RESPONSE TO A RECORDS REQUEST
23 MADE PURSUANT TO THE "COLORADO OPEN RECORDS ACT", PART 2 OF
24 ARTICLE 72 OF TITLE 24.

25 (III) IF THE COMMISSION OR DIRECTOR OF THE COMMISSION
26 DISAGREES WITH A UTILITY'S DESIGNATION MADE PURSUANT TO
27 SUBSECTION (3)(d)(I) OF THIS SECTION, AND BEFORE ANY DISCLOSURE OF
28 THE DESIGNATED MAP OR ASSOCIATED INFORMATION IS MADE, THE
29 COMMISSION OR DIRECTOR SHALL PROVIDE ITS DETERMINATION TO THE
30 UTILITY IN WRITING AND AFFORD THE UTILITY AT LEAST TEN DAYS AFTER
31 THE DATE OF THE DECISION TO APPEAL THE DECISION TO A COURT OF
32 COMPETENT JURISDICTION."

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