

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

April 24, 2008  
Date

Committee on Agriculture, Natural Resources & Energy.

After consideration on the merits, the Committee recommends the following:

SB08-228 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, line 6, strike "**requirements.**" and substitute  
2 "**requirements - rules.**";

3 strike lines 11 through 14 and substitute the following:

4 "ORIGINAL NOTICE OF INTENT; EXCEPT THAT INFORMATION RELATING TO  
5 THE MINERAL DEPOSIT LOCATION, SIZE, OR NATURE AND, AS DETERMINED  
6 BY THE BOARD, OTHER INFORMATION DESIGNATED BY THE OPERATOR AS  
7 PROPRIETARY OR TRADE SECRETS OR THAT WOULD CAUSE SUBSTANTIAL  
8 HARM TO THE COMPETITIVE POSITION OF THE OPERATOR shall be protected  
9 as";

10 line 17, after the period, add "SUCH INFORMATION DESIGNATED AS  
11 EXEMPT SHALL REMAIN CONFIDENTIAL UNTIL A FINAL DETERMINATION BY  
12 THE BOARD. THE BOARD SHALL PROMULGATE RULES IMPLEMENTING THIS  
13 SUBSECTION (3) AND SHALL CONSIDER INFORMATION INCLUDING THE  
14 TIMING OF THE DISCLOSURE OF THE OPERATOR'S IDENTITY OR OTHER  
15 INFORMATION THAT IS A MATTER OF PUBLIC RECORD AS DETERMINED BY  
16 THE BOARD."

17 Page 3, line 15, strike "FILING" and substitute "SUBMITTAL";

18 line 17, strike "FILING" and substitute "SUBMITTING";

1 line 20, strike "SECTION," and substitute "SECTION AND THAT  
2 INFORMATION DESIGNATED BY THE PERSON AS EXEMPT FROM DISCLOSURE  
3 UNDER SUBSECTION (3) OF THIS SECTION,";

4 line 21, strike "BOARD SHALL" and substitute "DIVISION SHALL".

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