

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 19, 2013
Date

Committee on Local Government.

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

HB13-1041 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 2, line 15, after "REQUEST" insert "FOR
2 RECORDS TRANSMISSION".

3 Page 2, strike line 17 and substitute "UNITED STATES MAIL, OTHER
4 DELIVERY SERVICE, FACSIMILE, OR ELECTRONIC MAIL."

5 Page 3, strike lines 1 through 3 and substitute "NO TRANSMISSION FEES
6 MAY BE CHARGED TO THE".

7 Page 3, strike lines 8 through 16 and substitute:

8 "THE CUSTODIAN EITHER RECEIVES PAYMENT OR MAKES ARRANGEMENTS
9 FOR RECEIVING PAYMENT FOR ALL COSTS ASSOCIATED WITH RECORDS
10 TRANSMISSION AND FOR ALL OTHER FEES LAWFULLY ALLOWED, UNLESS
11 RECOVERY OF ALL OR ANY PORTION OF SUCH COSTS OR FEES HAS BEEN
12 WAIVED BY THE CUSTODIAN. UPON EITHER RECEIVING SUCH PAYMENT OR
13 MAKING ARRANGEMENTS TO RECEIVE SUCH PAYMENT AT A LATER DATE,
14 THE CUSTODIAN SHALL SEND THE RECORD TO THE REQUESTER AS SOON AS
15 PRACTICABLE BUT NO MORE THAN THREE BUSINESS DAYS AFTER RECEIPT
16 OF, OR MAKING ARRANGEMENTS TO RECEIVE, SUCH PAYMENT."

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