

SB284_L.002

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee_____
DateCommittee on Judiciary.

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

SB09-284 be amended as follows:

- 1 Amend printed bill, page 2, line 2, strike "18-9-312 (1)," and substitute
- 2 "18-9-312,";
- 3 line 5, strike "**blocking**";
- 4 line 10, strike "~~previously designated~~" and substitute "previously
- 5 designated";
- 6 line 11, strike "PREVIOUSLY DESIGNATED";
- 7 strike lines 12 and 13 and substitute the following:
- 8 "PROVIDER to arrange, TO THE EXTENT THE NECESSARY TECHNOLOGY IS
- 9 REASONABLY AVAILABLE TO THE PROVIDER, to cut, reroute, or divert
- 10 telephone lines OR CELLULAR OR DIGITAL COMMUNICATIONS SIGNALS".
- 11 Page 3, line 3, strike "BLOCKING OR INTERCEPTION OF";
- 12 after line 8, insert the following:
- 13 "(2) The serving ~~telephone company~~ COMMUNICATIONS OR
- 14 INTERNET ACCESS PROVIDER within the geographical area of a law
- 15 enforcement agency shall designate a ~~telephone company~~ security official
- 16 EMPLOYED BY THE PROVIDER and an alternate to provide all required
- 17 assistance to law enforcement officials to carry out the purposes of this
- 18 section.



1 (3) Good faith reliance on an order by any supervising
2 representative of a law enforcement agency shall constitute a complete
3 defense to any action brought against a ~~telephone~~ company
4 COMMUNICATIONS OR INTERNET ACCESS PROVIDER or any of its employees
5 or agents in connection with actions taken under this section. A
6 COMMUNICATIONS OR INTERNET ACCESS PROVIDER AND ITS EMPLOYEES OR
7 AGENTS SHALL NOT BE LIABLE IN ANY CIVIL ACTION TO ANY PERSON OR
8 ENTITY FOR INJURIES, DEATH, OR LOSS TO ANY PERSON OR PROPERTY
9 INCURRED AS A RESULT OF ANY ACT OR OMISSION RESULTING FROM,
10 CONNECTED WITH, OR INCIDENTAL TO COMPLIANCE WITH THIS SECTION."

11 Page 1, line 104, strike "OFFICER BY BLOCKING COMMUNICATIONS." and
12 substitute "OFFICER."

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