

SB122_L.004

SENATE COMMITTEE OF REFERENCE REPORT

 Chairman of Committee

 Date
Committee on Local Government and Energy.

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

SB09-122 be amended as follows:

1 Amend printed bill, page 3, after line 1, insert the following:

2 "(b) (I) THE OFFICE OF PREPAREDNESS, SECURITY, AND FIRE
3 SAFETY SHALL COMPLY WITH ALL REQUIREMENTS OF THE FEDERAL
4 "HOMELAND SECURITY ACT OF 2002", 6 U.S.C. SEC. 101 ET SEQ., AS
5 AMENDED, THE IMPLEMENTING REGULATIONS THERETO, AS AMENDED, AND
6 THE APPLICABLE PROCEDURES ESTABLISHED BY THE UNITED STATES
7 DEPARTMENT OF HOMELAND SECURITY FOR THE RELEASE OF CRITICAL
8 INFRASTRUCTURE INFORMATION.

9 (II) BEFORE THE OFFICE OF PREPAREDNESS, SECURITY, AND FIRE
10 SAFETY RELEASES CRITICAL INFRASTRUCTURE INFORMATION TO A PERSON,
11 THE DEPARTMENT OF PUBLIC SAFETY, AT THE EXPENSE OF THE LOCAL
12 GOVERNMENT THAT EMPLOYS THE PERSON, SHALL CAUSE A ONE-TIME
13 BACKGROUND INVESTIGATION OF THE PERSON TO BE CONDUCTED. THE
14 BACKGROUND INVESTIGATION SHALL BE CONDUCTED BY THE COLORADO
15 BUREAU OF INVESTIGATION AND SHALL INCLUDE A REFERENCE CHECK, A
16 FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK, AND A
17 BACKGROUND INVESTIGATION THAT GOES BEYOND THE SCOPE OF A
18 FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK.

19 (c) ANY RECIPIENT OF CRITICAL INFRASTRUCTURE INFORMATION
20 PROVIDED BY THE OFFICE OF PREPAREDNESS, SECURITY, AND FIRE SAFETY
21 SHALL:

22 (I) ONLY USE THE CRITICAL INFRASTRUCTURE INFORMATION FOR

