HOUSE SPONSORSHIP

Sonnenberg,

SENATE SPONSORSHIP

Jahn,

House Committees	Senate Committees
Agriculture, Livestock, & Natural Resources	

A BILL FOR AN ACT

101   CONCERNING THE PROTECTION OF LIVESTOCK PRODUCER
102   INFORMATION COLLECTED BY THE DEPARTMENT OF
103   AGRICULTURE.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at http://www.leg.state.co.us/billsummaries.)

Section 1 of the bill specifies that certain confidential commercial data collected by the department of agriculture on livestock producers may not be merged or shared with any other state, federal, or foreign government, industry partner, or other database that modifies the

provisions with respect to how this confidential commercial data may be disseminated.

Be it enacted by the General Assembly of the State of Colorado:

1
2   **SECTION 1.** Article 57.9 of title 35, Colorado Revised Statutes,
3 is amended BY THE ADDITION OF A NEW SECTION to read:
4   **35-57.9-104. Restrictions on information in databases.** ANY
5 DATABASE CREATED BY THE DEPARTMENT THAT CONTAINS SPECIFIC
6 OPERATIONAL DETAILS THAT CONSTITUTE CONFIDENTIAL COMMERCIAL
7 DATA PURSUANT TO SECTION 24-72-204, C.R.S., SHALL NOT BE MERGED
8 OR SHARED WITH ANY STATE, FEDERAL, OR FOREIGN GOVERNMENT,
9 INDUSTRY PARTNER, OR OTHER DATABASE THAT WOULD MODIFY THE
10 PROVISIONS WITH RESPECT TO HOW SPECIFIC OPERATIONAL DETAILS THAT
11 CONSTITUTE CONFIDENTIAL COMMERCIAL DATA MAY BE DISSEMINATED
12 PURSUANT TO SECTION 35-57.9-103. SUCH DATA INCLUDES OWNERSHIP,
13 NUMBERS, LOCATIONS, AND MOVEMENTS OF LIVESTOCK; FINANCIAL
14 INFORMATION; THE PURCHASE AND SALE OF LIVESTOCK; ACCOUNT
15 NUMBERS OR UNIQUE IDENTIFIERS ISSUED BY GOVERNMENT OR PRIVATE
16 ENTITIES; OPERATIONAL PROTOCOLS; AND PARTICIPATION IN AN
17 ALL-HAZARDS SECURITY SYSTEM; EXCEPT THAT, DATA WITHIN ANY
18 ALL-HAZARDS SECURITY SYSTEM MAY BE SHARED FOR RESPONSE TO OR
19 PARTICIPATION IN ANY ALL-HAZARDS EVENT LIMITED TO THE SCOPE OF
20 EACH INDIVIDUAL ALL-HAZARDS EVENT AND TO THE SCOPE OF ONLY THOSE
21 AGENCIES DIRECTLY INVOLVED IN THE ALL-HAZARDS EVENT. AS USED IN
22 THIS SECTION, "ALL-HAZARDS EVENT" MEANS THE OCCURRENCE OF ANY
23 CATASTROPHIC EVENT OR INCIDENT THAT IS EITHER NATURAL, SUCH AS A
24 BLIZZARD, FIRE, FLOOD, TORNADO, EARTHQUAKE, OR DISEASE OUTBREAK,
25 OR MAN-MADE AND THAT COULD BE OF BIOLOGICAL, CHEMICAL,

1   RADIOLOGICAL, NUCLEAR, OR EXPLOSIVE ORIGIN.

2   **SECTION 2. Act subject to petition - effective date.** This act

3   shall take effect at 12:01 a.m. on the day following the expiration of the

4   ninety-day period after final adjournment of the general assembly (August

5   10, 2011, if adjournment sine die is on May 11, 2011); except that, if a

6   referendum petition is filed pursuant to section 1 (3) of article V of the

7   state constitution against this act or an item, section, or part of this act

8   within such period, then the act, item, section, or part shall not take effect

9   unless approved by the people at the general election to be held in

10   November 2012 and shall take effect on the date of the official

11   declaration of the vote thereon by the governor.