

**First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 25-1069.02 Christopher McMichael x4775

SENATE BILL 25-322

SENATE SPONSORSHIP

Bridges,

HOUSE SPONSORSHIP

(None),

Senate Committees

Business, Labor, & Technology

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE MANAGEMENT OF CONSUMER PROTECTION CLAIMS**

102 **BY THE ATTORNEY GENERAL.**

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://leg.colorado.gov>.)

The bill establishes an exemption from Colorado's "Consumer Repair Bill of Rights Act" (Act) for information technology equipment if the equipment meets certain criteria, such as whether:

- The equipment qualifies as critical infrastructure, as defined by federal law;
- The equipment is sold in a retail setting or only through

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

business-to-business or business-to-government transactions; and

- Dissemination of the parts, documentation, embedded software, firmware, or tools required for the equipment would pose a security risk.

The attorney general may adopt rules for manufacturers of information technology equipment to submit requests for an exemption from the Act.

The bill clarifies the attorney general's responsibility regarding litigation on behalf of the state of Colorado or on behalf of the people of the state of Colorado.

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

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SECTION 1. In Colorado Revised Statutes, 24-31-101, **add** (5)

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as follows:

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24-31-101. Powers and duties of attorney general. (5) IN ANY

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ACTION BROUGHT BY THE ATTORNEY GENERAL IN THE ATTORNEY

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GENERAL'S OFFICIAL CAPACITY, OR ON THE RELATION OF THE STATE OF

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COLORADO OR THE PEOPLE OF THE STATE OF COLORADO, TO ENFORCE THE

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LAW AS AUTHORIZED BY STATUTE OR COMMON LAW, THE ATTORNEY

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GENERAL SHALL NOT BE DEEMED TO PURSUE AN ACTION ON BEHALF OF

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ANY OTHER STATE OFFICER OR ANY STATE AGENCY, DEPARTMENT, OFFICE,

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BOARD, COMMISSION, OR ENTERPRISE AND SHALL NOT BE DEEMED IN

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POSSESSION, CUSTODY, OR CONTROL OF ANY RECORD THAT IS MADE, KEPT,

14

OR MAINTAINED BY ANY OTHER STATE OFFICER OR ANY STATE AGENCY,

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DEPARTMENT, OFFICE, BOARD, COMMISSION, OR ENTERPRISE FOR THE

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PURPOSE OF ANY DISCOVERY REQUEST DIRECTED AT THE ATTORNEY

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GENERAL IN THE ATTORNEY GENERAL'S OFFICIAL CAPACITY, OR ON THE

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RELATION OF THE STATE OF COLORADO OR THE PEOPLE OF THE STATE OF

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COLORADO, AS A PARTY TO SUCH ACTION.

1 **SECTION 2. Safety clause.** The general assembly finds,
2 determines, and declares that this act is necessary for the immediate
3 preservation of the public peace, health, or safety or for appropriations for
4 the support and maintenance of the departments of the state and state
5 institutions.