

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

PREAMENDED

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

LLS NO. 14-0723.01 Michael Dohr x4347

HOUSE BILL 14-1095

HOUSE SPONSORSHIP

Kagan and Gardner,

SENATE SPONSORSHIP

Newell,

House Committees

Judiciary
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE COLORADO BUREAU OF INVESTIGATION'S**
102 **AUTHORITY TO INVESTIGATE COMPUTER CRIME, AND, IN**
103 **CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

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>.)

The bill requires the Colorado bureau of investigation (bureau) to:
! Conduct criminal investigations relating to computer crime;
! Develop and collect information with regard to computer crime in an effort to identify, charge, and prosecute

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

criminal offenders and enterprises that unlawfully access and exploit computer systems and networks and report such information to the appropriate law enforcement organizations. The bureau must also provide awareness training and information concerning cyber-security and security risks to the information technology critical infrastructure industry.

- ! Prepare annual reports concerning any activities of computer crime in Colorado for use by local or federal law enforcement officials or the governor.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-33.5-412, **add** (8)
3 as follows:

4 **24-33.5-412. Functions of bureau - legislative review -**
5 **interagency cooperation with reporting functions - processing time**
6 **for criminal history record checks - computer crime.** (8) (a) THE
7 BUREAU HAS THE AUTHORITY TO CONDUCT CRIMINAL INVESTIGATIONS
8 RELATING TO COMPUTER CRIME VIOLATIONS PURSUANT TO SECTION
9 18-5.5-102, C.R.S., WHEN VIOLATIONS ARE REPORTED OR INVESTIGATIONS
10 REQUESTED BY LAW ENFORCEMENT OFFICIALS OR THE GOVERNOR OR
11 WHEN VIOLATIONS ARE DISCOVERED BY THE BUREAU. ALL
12 INVESTIGATIONS CONDUCTED BY THE BUREAU MUST BE IN COOPERATION
13 AND COORDINATION WITH LOCAL, STATE, OR FEDERAL LAW ENFORCEMENT.

14 (b) THE BUREAU SHALL DEVELOP AND COLLECT INFORMATION
15 WITH REGARD TO COMPUTER CRIME IN AN EFFORT TO IDENTIFY, CHARGE,
16 AND PROSECUTE CRIMINAL OFFENDERS AND ENTERPRISES THAT
17 UNLAWFULLY ACCESS AND EXPLOIT COMPUTER SYSTEMS AND NETWORKS,
18 IMPACT FUNCTIONALITY, AND ACCESS SENSITIVE DATA AND SHALL REPORT
19 SUCH INFORMATION TO THE APPROPRIATE LAW ENFORCEMENT
20 ORGANIZATIONS. THE BUREAU MUST ALSO PROVIDE AWARENESS TRAINING

1 AND INFORMATION CONCERNING CYBER-SECURITY AND SECURITY RISKS
2 TO THE INFORMATION TECHNOLOGY CRITICAL INFRASTRUCTURE
3 INDUSTRY.

4 (c) THE BUREAU SHALL PREPARE REPORTS AT LEAST ANNUALLY
5 CONCERNING ANY ACTIVITIES OF COMPUTER CRIME IN COLORADO FOR USE
6 BY LOCAL OR FEDERAL LAW ENFORCEMENT OFFICIALS OR THE GOVERNOR.

7 (d) THE DIRECTOR OF THE BUREAU MAY ENTER INTO ANY
8 CONTRACT THAT IS NECESSARY TO CARRY OUT THE DUTIES AND
9 RESPONSIBILITIES SET FORTH IN THIS SUBSECTION (8).

10 **SECTION 2. Appropriation.** In addition to any other
11 appropriation, there is hereby appropriated, out of any moneys in the
12 general fund, not otherwise appropriated, to the department of public
13 safety, for the fiscal year beginning July 1, 2014, the sum of \$174,357 and
14 1.8 FTE, or so much thereof as may be necessary, to be allocated to
15 laboratory and investigative services for the implementation of this act as
16 follows:

17 (a) \$140,641 and 1.8 FTE for personal services; and

18 (b) \$33,716 for operating expenses and related costs.

19 **SECTION 3. Safety clause.** The general assembly hereby finds,
20 determines, and declares that this act is necessary for the immediate
21 preservation of the public peace, health, and safety.