

Delete the Zwonitzer second reading amendment (SF0074H2002/ACE) and further amend as follows:

Page 1-line 4 After "penalties;" insert "requiring specified rulemaking and critical infrastructure facility designations;".

Page 1-line 9 After "W.S." insert "6-1-105,".

Page 1-after line 10 Insert:

"6-1-105. Designation as a critical infrastructure facility; promulgation of rules.

(a) A critical infrastructure facility which believes it meets the requirements of W.S. 6-1-104(a)(xvii) may apply to the office of homeland security for designation as a critical infrastructure facility for the purposes of W.S. 6-3-205 and 6-3-308.

(b) The office of homeland security, in consultation with law enforcement and other appropriate state agencies, shall promulgate rules under the Wyoming Administrative Procedure Act, designating specified facilities which apply under subsection (a) of this section as critical infrastructure facilities. After filing an application under subsection (a) of this section, a facility meeting the requirements of W.S. 6-1-104(a)(xvii)(B)(XIII) shall be included in rules promulgated under this subsection.

(c) The office of homeland security shall also promulgate rules setting forth:

(i) Procedures for critical infrastructure facilities to submit an application under subsection (a) of this section; and

(ii) Any additional requirements for a facility to qualify as a critical infrastructure facility which are not inconsistent with the provisions of W.S. 6-1-104(a)(xvii).".

Page 6-lines 4 through 22 Delete entirely, including the Winters second reading amendment (SF0074H2005/E) and insert:

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2 “(xvii) Consistent with rules promulgated under
3 W.S. 6-1-105, critical infrastructure facility means a facility
4 designated pursuant to W.S. 6-1-105 and shall include systems or
5 assets, whether physical or virtual, so vital to Wyoming that
6 damage, impediment or trespass to the system or asset would have
7 a debilitating impact on security, economic security, public
8 health or safety, or any combination of those matters;”.
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10 Pages 7 through 9 Delete entirely.

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12 Page 10-lines 2 and 3 Delete entirely. BARLOW