

Page 2-after line 19            Insert and renumber as necessary:

"(d)        No person shall be liable for a violation of subsections (a) or (b) of this section if the person:

          (i)    Owns or legally occupies the land upon which the facility is located while engaged in conduct not inconsistent with the operation of the critical infrastructure facility, or as otherwise authorized by an agreement; or

          (ii)   Is lawfully engaged in any regulatory or legal process to which the critical infrastructure facility is subject.".

Page 5-above line 7            Insert and renumber as necessary:

"(c)        No person shall be liable for a violation of subsection (a) of this section if the person:

          (i)    Owns or legally occupies the land upon which the facility is located while engaged in conduct not inconsistent with the operation of the critical infrastructure facility, or as otherwise authorized by an agreement; or

          (ii)   Is lawfully engaged in any regulatory or legal process to which the critical infrastructure facility is subject.".

BARLOW