

A M E N D M E N T

OFFERED IN THE HOUSE
TO: CSHB 330(JUD)

BY REPRESENTATIVE BIRCH

1 Page 4, line 2:

2 Delete "limiting"

3 Insert "meeting the requirements of (c) or (d) of this section that limits"

4

5 Page 4, following line 6:

6 Insert a new bill section to read:

7 **/* Sec. 2.** AS 38.05.020 is amended by adding new subsections to read:

8 (c) Unless the protective order meets the requirement of (d) of this section, a
9 protective order issued under (b)(15)(B) of this section must

10 (1) limit access to the protected information to

11 (A) an officer, employee, or agent that is directly involved in
12 conducting or managing the participation of a party in the royalty or net profit
13 audit or appeal;

14 (B) a person reasonably expected to testify or provide sworn
15 evidence on behalf of a party in the royalty or net profit audit or appeal;

16 (C) a person that directly reviews and approves the conduct and
17 management of a party's participation in a royalty or net profit audit or appeal;
18 and

19 (D) a person whose approval is necessary for a party to settle or
20 otherwise resolve a portion or all of the matters or issues related to the royalty
21 or net profit audit or appeal; and

22 (2) protect the information from use for a commercial purpose.

23 (d) Unless the protective order meets the requirements of (c) of this section, a

1 protective order issued under (b)(15)(B) of this section may disclose only information
2 on the terms and conditions agreed to by the party whose information would be
3 disclosed."

4

5 Renumber the following bill sections accordingly.