

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Transportation, Housing & Local Government.

HB24-1057 be amended as follows:

1 Amend printed bill, page 2, strike lines 4 through 7 and substitute:

2 "(a) Has been the subject of lawsuits that allege such products
3 pose a heightened risk of anticompetitive conduct, price fixing, and
4 collusion, all of which allegedly result in higher rents for residential
5 tenants; and

6 (b) Allegedly poses the risk that landlords will outsource pricing
7 decisions,".

8 Page 2, line 22, strike "DEVICE." and substitute "DEVICE THAT USES,
9 INCORPORATES, OR WAS TRAINED WITH NONPUBLIC COMPETITOR DATA.".

10 Page 3, strike line 5 and substitute:

11 "(3) AS USED IN THIS SECTION:

12 (a) "ALGORITHMIC DEVICE" MEANS A".

13 Page 3, line 12, strike "(a)" and substitute "(I)".

14 Page 3, strike lines 14 and 15 and substitute:

15 "(II) DOES NOT INCLUDE A PRODUCT USED FOR THE PURPOSE OF
16 ESTABLISHING RENT OR INCOME LIMITS IN ACCORDANCE WITH THE
17 AFFORDABLE HOUSING PROGRAM GUIDELINES OF A LOCAL GOVERNMENT,
18 THE STATE, THE FEDERAL GOVERNMENT, OR OTHER POLITICAL
19 SUBDIVISION.

20 (b) "NONPUBLIC COMPETITOR DATA" MEANS INFORMATION THAT
21 IS NOT WIDELY AVAILABLE OR EASILY ACCESSIBLE TO THE PUBLIC,
22 INCLUDING INFORMATION ABOUT ACTUAL RENT PRICES, OCCUPANCY
23 RATES, LEASE START AND END DATES, AND SIMILAR DATA, REGARDLESS OF
24 WHETHER THE DATA ARE ATTRIBUTABLE TO A SPECIFIC COMPETITOR OR
25 ANONYMIZED, AND THAT IS DERIVED FROM OR OTHERWISE PROVIDED BY
26 ANOTHER PERSON THAT COMPETES IN THE SAME MARKET AS A PERSON, OR
27 A RELATED MARKET.".

28 Page 3, line 21, after "VIOLATES" insert "OR ASSISTS ANOTHER PERSON IN
29 VIOLATING".

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