

# Hall of the House of Representatives

94th General Assembly - Regular Session, 2023

## Amendment Form

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### Subtitle of House Bill No. 1307

CONCERNING THE REGULATION OF ENVIRONMENTAL, SOCIAL JUSTICE, OR GOVERNANCE SCORES; AND TO AUTHORIZE THE TREASURER OF STATE TO DIVEST CERTAIN INVESTMENTS OR OBLIGATIONS DUE TO CERTAIN FACTORS.

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### Amendment No. 2 to House Bill 1307

Amend House Bill No. 1307 as engrossed H2/8/23 (version: 02/08/2023 09:39:42 AM):

Page 3, line 28, delete "any factors" and substitute "any nonpecuniary factors"

AND

Page 5, delete line 6, and substitute the following:  
"the Internal Revenue Code of 1986, as it existed on January 1, 2023;"

AND

Page 6, delete line 26, and substitute the following:  
"State's website.

(e)(1) If the Treasurer of State, at the direction of the Attorney General, provides written notice to a financial services provider under subdivision (d)(1) of this section based on information from an energy, fossil fuel, firearms, or ammunition company, then the energy, fossil fuel, firearms, or ammunition company shall be required to consent to the disclosure of any financial information held by the financial services provider of the energy, fossil fuel, firearms, or ammunition company to the Treasurer of State and the Attorney General, whether or not the information is confidential or proprietary, to allow the financial services provider to demonstrate that the financial services provider is not discriminating against energy, fossil fuel, firearm, or ammunition companies or otherwise refusing to deal with energy, fossil fuel, firearms, or ammunition companies based on environmental, social justice, and other governance-related factors.

(2) If the energy, fossil fuel, firearms, or ammunition company refuses to consent to the disclosure of financial information under subdivision (e)(1) of this section, then the:

(A) Treasurer of State, at the direction of the Attorney General, shall withdraw the written notice to the financial services provider



under subdivision (d)(1) of this section; and  
(B) Financial services provider shall not be on the list  
under subdivision (a)(1) of this section."

AND

Page 7, delete lines 10 and 11, and substitute the following:  
"against an investment advisor, financial services provider, or any public  
entity, or their respective trustees, officers, directors, agents, or  
employees.

(d) An investment advisor or public entity, or their respective  
trustees, officers, directors, agents, or employees, shall not be sued for  
breach of fiduciary"

AND

Page 7, line 32, delete "or governance" and substitute "or governance-"

The Amendment was read \_\_\_\_\_  
By: Representative Wardlaw  
ANS/ANS - 02-10-2023 11:31:06  
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\_\_\_\_\_  
Chief Clerk