

CHAPTER 37

**GOVERNMENT - STATE**

**HOUSE BILL 01-1010**

BY REPRESENTATIVE(S) Young, Coleman, Kester, Mace, Ragsdale, and Scott;  
also SENATOR(S) Evans, Hernandez, and Teck.

**AN ACT**

CONCERNING THE ASSESSMENT OF AVAILABLE SPACE FOR PUBLIC RECORDS STORAGE IN STATE ARCHIVES  
AND PUBLIC RECORDS.

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** Part 1 of article 80 of title 24, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

**24-80-113. State archives - available storage space - report.** (1) AS THE CHIEF ADMINISTRATIVE OFFICER OVER STATE ARCHIVES AND PUBLIC RECORDS PURSUANT TO SECTION 24-80-102 (2), THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PERSONNEL OR THE DIRECTOR'S DESIGNEE SHALL BE RESPONSIBLE FOR REVIEWING AND ASSESSING THE USE AND AMOUNT OF SPACE AVAILABLE FOR RECORDS STORAGE IN STATE ARCHIVES AND PUBLIC RECORDS EVERY THREE YEARS.

(2) (a) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PERSONNEL OR THE DIRECTOR'S DESIGNEE SHALL MAKE FINDINGS BASED ON THE REVIEW AND ASSESSMENT OF RECORDS STORAGE DESCRIBED IN SUBSECTION (1) OF THIS SECTION. THE EXECUTIVE DIRECTOR OR THE DIRECTOR'S DESIGNEE SHALL SUBMIT AN INITIAL REPORT CONTAINING SUCH FINDINGS TO THE LEGISLATIVE AUDIT COMMITTEE, CREATED IN SECTION 2-3-101, C.R.S., NO LATER THAN SEPTEMBER 1, 2002, AND SHALL SUBMIT AN UPDATED REPORT TO THE COMMITTEE NO LATER THAN DECEMBER 1 OF EVERY THIRD YEAR THEREAFTER.

(b) THE REPORT SHALL INCLUDE, BUT SHALL NOT BE LIMITED TO, THE FOLLOWING:

(1) AN OVERALL ASSESSMENT OF THE AMOUNT OF SPACE AVAILABLE FOR RECORDS STORAGE IN THE STATE ARCHIVES;

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

(II) THE APPROXIMATE NUMBER OF RECORDS OR BOXES OF RECORDS THAT THE STATE ARCHIVES RECEIVED FOR STORAGE FROM THE EXECUTIVE, JUDICIAL, AND LEGISLATIVE BRANCHES OF THE STATE GOVERNMENT OVER THE PAST THREE YEARS;

(III) THE APPROXIMATE NUMBER OF RECORDS OR BOXES OF RECORDS THAT THE STATE ARCHIVIST CONVERTED FROM PAPER TO MICROFILM OR DIGITAL FORMAT OVER THE PAST THREE YEARS, THE AMOUNT OF SPACE CONSERVED IN THE ARCHIVES THROUGH SUCH CONVERSIONS, THE APPROXIMATE NUMBER OR PERCENTAGE OF RECORDS THAT THE STATE ARCHIVIST RECEIVED FOR STORAGE OVER THE PAST THREE YEARS THAT WERE ALREADY ON MICROFILM OR IN DIGITAL FORMAT, AND THE AMOUNT OF SPACE SAVED DUE TO RECEIVING RECORDS IN SUCH FORMAT;

(IV) THE APPROXIMATE NUMBER OF RECORDS OR BOXES OF RECORDS THAT WERE TRANSFERRED TO THE COLORADO HISTORICAL SOCIETY OR OTHER STATE DESIGNATED RECORDS COLLECTION FACILITIES AND THE AMOUNT OF STORAGE SPACE IN THE STATE ARCHIVES THAT SUCH TRANSFERS MADE AVAILABLE; AND

(V) ANY OTHER INFORMATION THAT THE EXECUTIVE DIRECTOR, THE DIRECTOR'S DESIGNEE, OR THE COMMITTEE DEEMS NECESSARY OR RELEVANT.

**SECTION 2. Effective date.** This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution; except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: March 20, 2001