

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Luck

1 Amend reengrossed bill, page 2, strike lines 2 through 25.

2 Page 3, strike lines 1 through 12 and substitute:

3 "SECTION 1. In Colorado Revised Statutes, 2-3-110.5, amend
4 (2)(f)(II) as follows:

5 **2-3-110.5. Fraud hotline - investigations - confidentiality -**
6 **access to records - definitions.**

7 (2) (f) (II) All workpapers prepared or maintained by the state
8 auditor in connection with hotline calls must be held as strictly
9 confidential by the state auditor and not for public release. THE
10 DISCLOSURE OF INFORMATION CLAIMED TO BE PRIVILEGED OR
11 CONFIDENTIAL TO THE STATE AUDITOR OR TO ANOTHER AGENT OR
12 AUTHORIZED REPRESENTATIVE OF THE STATE AS PART OF A FRAUD
13 HOTLINE INVESTIGATION DOES NOT CONSTITUTE A WAIVER BY A
14 DEFENDANT OF ANY RIGHT OR PRIVILEGE THAT THE DEFENDANT MAY BE
15 ENTITLED TO INVOKE IN SUBSEQUENT PROCEEDINGS BROUGHT PURSUANT
16 TO SECTION 24-31-1204 OR OTHERWISE. The restrictions imposed by this
17 subsection (2)(f)(II) shall not prevent communication by and among the
18 state auditor, a state agency, the governor, the committee, a law
19 enforcement agency, a district attorney, or the attorney general in
20 accordance with the requirements of this section. Notwithstanding any
21 other provision of law, all workpapers prepared or maintained by the state
22 auditor in connection with hotline calls shall not constitute public records
23 for purposes of the "Colorado Open Records Act", part 2 of article 72 of
24 title 24."

25 Renumber succeeding section accordingly.

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