

## CHAPTER 84

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**GENERAL ASSEMBLY**


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**HOUSE BILL 11-1118**

BY REPRESENTATIVE(S) Kerr J., Acree, Gardner D., Miklosi, Fields, Hullinghorst, Jones, Labuda, Looper, Nikkel, Schafer S., Stephens, Summers, Todd, Fischer, Pace;  
also SENATOR(S) Carroll, Tochtrop, Aguilar, Giron, Nicholson, Steadman.

**AN ACT**

**CONCERNING AUTHORIZATION FOR THE STATE AUDITOR TO CONDUCT A PERFORMANCE AUDIT OF  
A PUBLIC HIGHWAY AUTHORITY.**

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

**SECTION 1.** Part 1 of article 3 of title 2, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

**2-3-121. Performance audits of public highway authorities.** AT THE DISCRETION OF THE LEGISLATIVE AUDIT COMMITTEE, THE STATE AUDITOR SHALL CONDUCT OR CAUSE TO BE CONDUCTED A PERFORMANCE AUDIT OF ANY PUBLIC HIGHWAY AUTHORITY CREATED AND OPERATING PURSUANT TO PART 5 OF ARTICLE 4 OF TITLE 43, C.R.S.; EXCEPT THAT THE LEGISLATIVE AUDIT COMMITTEE MAY NOT REQUIRE THE STATE AUDITOR TO CONDUCT SUCH A PERFORMANCE AUDIT DURING ANY YEAR IN WHICH THE TRANSPORTATION LEGISLATION REVIEW COMMITTEE CREATED IN SECTION 43-2-145 (1), C.R.S., IS REQUIRED OR AUTHORIZED TO MEET. THE STATE AUDITOR SHALL PREPARE A REPORT AND RECOMMENDATIONS ON EACH AUDIT CONDUCTED AND SHALL PRESENT THE REPORT AND RECOMMENDATIONS TO THE COMMITTEE. THE STATE AUDITOR SHALL PAY THE COSTS OF ANY AUDIT CONDUCTED PURSUANT TO THIS SECTION.

**SECTION 2.** 43-2-145 (1.5), Colorado Revised Statutes, is amended to read:

**43-2-145. Transportation legislation review - committee.** (1.5) The committee may review any phase of operations of any public highway authority created pursuant to part 5 of article 4 of this title, including planning and construction of public highway projects, prior to and during the completion of such projects. The committee may also conduct a postoperation review of a project to

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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.*

determine whether the project was completed in the most cost-effective and efficient manner. The committee may require any public highway authority to prepare and adopt long-range plans for the development of the public highways, and the committee shall monitor the progress of such plans. The committee may also require ~~financial or performance audits to be conducted~~ THE STATE AUDITOR TO CONDUCT A FINANCIAL OR PERFORMANCE AUDIT OF ANY PUBLIC HIGHWAY AUTHORITY.

**SECTION 3. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 31, 2011