

CHAPTER 261

GENERAL ASSEMBLY

SENATE BILL 16-073

BY SENATOR(S) Grantham, Baumgardner, Cooke, Crowder, Garcia, Guzman, Heath, Holbert, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Scheffel, Scott, Sonnenberg, Steadman, Todd, Woods; also REPRESENTATIVE(S) Lawrence, Conti, Duran, Garnett, Kraft-Tharp, Lebsack, Lontine, Moreno, Pabon, Priola, Wilson, Windholz, Hullinghorst.

AN ACT

CONCERNING THE AUTHORITY OF THE STATE AUDITOR TO AUDIT THE USE OF STATE GAMING TAX REVENUES TRANSFERRED FROM THE STATE HISTORICAL FUND DIRECTLY TO THE GAMING CITIES FOR HISTORIC PRESERVATION.

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

SECTION 1. In Colorado Revised Statutes, **add** 2-3-123 as follows:

2-3-123. Audits of the distribution of money in the state historical fund used for the preservation and restoration of the cities of Central, Black Hawk, and Cripple Creek. (1) SUBJECT TO THE REQUIREMENTS OF SECTION 2-3-103 (2), NO LATER THAN SEPTEMBER 1, 2017, SEPTEMBER 1, 2022, AND SEPTEMBER 1, 2027, THE STATE AUDITOR SHALL CONDUCT OR CAUSE TO BE CONDUCTED POSTAUDITS AND PERFORMANCE AUDITS OF THE TWENTY PERCENT OF THE TWENTY-EIGHT PERCENT OF THE LIMITED GAMING FUND THAT IS TRANSFERRED TO THE STATE HISTORICAL FUND FOR THE PRESERVATION AND RESTORATION OF THE CITY OF CENTRAL, THE CITY OF BLACK HAWK, AND THE CITY OF CRIPPLE CREEK AS SPECIFIED IN SUBSECTION (5)(b)(III) OF SECTION 9 OF ARTICLE XVIII OF THE STATE CONSTITUTION IN ORDER TO ASCERTAIN:

(a) HOW THE CITY OF CENTRAL, THE CITY OF BLACK HAWK, AND THE CITY OF CRIPPLE CREEK ARE SPENDING THEIR DISTRIBUTIONS AND WHETHER SUCH EXPENDITURES ARE BEING USED FOR THE PRESERVATION AND RESTORATION OF EACH CITY; AND

(b) WHETHER THE CITY OF CENTRAL, THE CITY OF BLACK HAWK, AND THE CITY OF CRIPPLE CREEK HAVE ADOPTED AND ARE FOLLOWING THE STANDARDS

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

DESCRIBED IN SECTION 12-47.1-1202 (3), C.R.S., FOR DISTRIBUTION OF GRANTS FROM EACH CITY'S SHARE.

(2) THIS DUTY IS IN ADDITION TO THE STATE AUDITOR'S DUTY TO EXAMINE THE REPORTS SUBMITTED BY THE CITY OF CENTRAL, THE CITY OF BLACK HAWK, AND THE CITY OF CRIPPLE CREEK PURSUANT TO THE REQUIREMENTS OF SECTIONS 29-1-606 AND 29-1-607, C.R.S.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 8, 2016