

An Act

SENATE BILL 20-017

BY SENATOR(S) Winter, Donovan, Foote, Hisey, Moreno, Pettersen, Priola, Fenberg, Ginal, Hansen, Rodriguez, Tate, Garcia;
also REPRESENTATIVE(S) Gray, Duran, Exum, Froelich, Hooton, Valdez A., Valdez D., Bird, Bockenfeld, Esgar, Kipp, McLachlan, Melton, Michaelson Jenet, Singer, Snyder, Titone, Woodrow, Becker.

CONCERNING A REQUIREMENT THAT THE HIGH-PERFORMANCE TRANSPORTATION ENTERPRISE INCLUDE INFORMATION ABOUT ITS PUBLIC-PRIVATE PARTNERSHIPS IN ITS ANNUAL REPORT TO THE LEGISLATIVE COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE THAT HAVE JURISDICTION OVER TRANSPORTATION.

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

SECTION 1. In Colorado Revised Statutes, 43-4-806, **amend** (10) as follows:

43-4-806. High-performance transportation enterprise - creation - board - funds - powers and duties - limitations - reporting requirements - legislative declaration - definition. (10)(a) Notwithstanding section 24-1-136(11)(a)(I), no later than February 15, 2010, and no later than February 15 of each year thereafter, the

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

transportation enterprise shall present a report to the committees of the house of representatives and the senate that have jurisdiction over transportation. The report ~~shall~~ MUST include a summary of the transportation enterprise's activities for the previous year, a summary of the status of any current surface transportation infrastructure projects, a statement of the enterprise's revenues and expenses, and any recommendations for statutory changes that the enterprise deems necessary or desirable. The committees shall review the report and may recommend legislation. The report shall be public and shall be available on the website of the department on or before January 15 of the year in which the report is presented.

(b) BEGINNING WITH THE REPORT DUE NO LATER THAN FEBRUARY 15, 2021, THE REPORT SHALL ALSO INCLUDE FOR EACH OF THE TRANSPORTATION ENTERPRISE'S EXECUTED OR PROPOSED PUBLIC-PRIVATE PARTNERSHIPS:

(I) A SUMMARY OF THE PROCESSES THAT THE TRANSPORTATION ENTERPRISE HAS USED LEADING UP TO OR ANTICIPATES USING TO LEAD UP TO ITS ENTRY INTO THE PUBLIC-PRIVATE PARTNERSHIP, INCLUDING THE PROCESSES FOR OBTAINING AND RESPONDING TO PUBLIC QUESTIONS, CONCERNS, AND OTHER COMMENTS OR INPUT, THE PROCESSES FOR KEEPING THE STATE LEGISLATORS AND LOCAL ELECTED OFFICIALS WHO REPRESENT ANY AREA IN WHICH A SURFACE TRANSPORTATION INFRASTRUCTURE PROJECT OF THE PUBLIC-PRIVATE PARTNERSHIP WILL BE LOCATED INFORMED AND UPDATED ABOUT THE PROJECT AND THE PUBLIC-PRIVATE PARTNERSHIP, AND THE PROCESSES FOR SELECTING EACH PARTNER TO THE PUBLIC-PRIVATE PARTNERSHIP; AND

(II) A SUMMARY OF THE ACTUAL, OR TO THE EXTENT AVAILABLE THE ANTICIPATED, MAJOR FINANCIAL, PERFORMANCE, AND LENGTH-OF-TERM PROVISIONS OF THE PUBLIC-PRIVATE PARTNERSHIP.

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 5, 2020, if adjournment sine die is on May 6, 2020); 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 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Leroy M. Garcia
PRESIDENT OF
THE SENATE

KC Becker
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO