

Decision No. C23-0445

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 23M-0337ALL

IN THE MATTER OF FISCAL YEAR 2023-2024 STATUTORY AUDIT POWERS
DESIGNATION.

**COMMISSION DECISION OPENING A MISCELLANEOUS
PROCEEDING AND DESIGNATING COMMISSION
STATUTORY AUDIT POWERS TO COMMISSION STAFF**

Mailed Date: July 10, 2023

Adopted Date: July 5, 2023

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for a decision designating its statutory audit authority to Staff of the Commission for fiscal year 2023-2024. The Commission's audit authority comes from various statutory provisions, namely §§ 40-3-102, 40-3-110, 40-6-106, 40-6-107, and 40-15-107, C.R.S. A review of these statutes indicates that the authority to audit a company's books, records, and accounts lies with the Commission and not directly with Commission Staff. For example, § 40-6-106, C.R.S., states in pertinent part, "[a]ny person other than a commissioner demanding such inspection shall produce under the hand and seal of the commission his authority to make such inspection..." Further, § 40-6-107(1), C.R.S., states, "...an examination of the records or documents may be made by the commission or under its direction."

2. Historically, the Commission has approached this designation of authority in a variety of ways. We determine that a fiscal year designation of power to Commission Staff to conduct all audit necessary for the completion of its business, is the most efficient approach. This designation will then be reviewed each subsequent fiscal year to determine the benefits of continuing this approach and to review any concerns. Since the 2012-2013 fiscal year, we have approached audit designation in this manner. We find that it is an efficient and appropriate method to designate the Commission's audit authority.

3. Therefore, we designate the statutory audit authority of the Commission to Commission Staff for fiscal year 2023-2024. Commission Staff may conduct all audits necessary to complete its business in proceedings and non-proceeding investigations and in accordance with the Commission's internal audit policy.

II. ORDER

A. The Commission Orders That:

1. The Commission's statutory audit authority pursuant to §§ 40-3-102, 40-3-110, 40-6-106, 40-6-107, and 40-15-107, C.R.S., is designated to Staff of the Commission to conduct all necessary audits for fiscal year 2023-2024.

2. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
July 5, 2023.**

(S E A L)



ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads 'Rebecca E. White'.

Rebecca E. White,
Director

THE PUBLIC UTILITIES
COMMISSION
OF THE STATE OF COLORADO

ERIC BLANK

MEGAN M. GILMAN

TOM PLANT

Commissioners