

SENATE BILL NO. 300

INTRODUCED BY HIMSL, JACOBSON, FULLER, KEATING
BY REQUEST OF THE LEGISLATIVE AUDIT COMMITTEE

IN THE SENATE

February 1, 1985	Introduced and referred to Committee on State Administration.
February 15, 1985	Committee recommend bill do pass. Report adopted.
February 16, 1985	Bill printed and placed on members' desks.
February 18, 1985	Second reading, do pass.
February 19, 1985	Considered correctly engrossed.
February 20, 1985	Third reading, passed. Ayes, 40; Noes, 9. Transmitted to House.

IN THE HOUSE

February 27, 1985	Introduced and referred to Committee on State Administration.
March 20, 1985	Committee recommend bill be concurred in. Report adopted.
March 23, 1985	Second reading, pass consideration.
March 25, 1985	Second reading, pass consideration.
March 26, 1985	Second reading, concurred in as amended.

March 27, 1985

Third reading, concurred in.

Returned to Senate with
amendments.

IN THE SENATE

March 27, 1985

Received from House.

April 2, 1985

Second reading, amendments
concurred in.

April 4, 1985

Third reading, amendments
concurred in. Ayes, 49;
Noes, 1.

Sent to enrolling.

Reported correctly enrolled.

1 *Senate* BILL NO. *300*
 2 INTRODUCED BY *Shirley Jacobson, Fuller Keating*
 3 BY REQUEST OF THE LEGISLATIVE AUDIT COMMITTEE
 4

5 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE
 6 LEGISLATIVE AUDITOR TO CONDUCT AN AUDIT OF EACH STATE AGENCY
 7 EVERY 2 YEARS AND TO CONDUCT SPECIAL AUDITS WHEN DETERMINED
 8 NECESSARY; AMENDING SECTION 5-13-304, MCA; AND PROVIDING AN
 9 IMMEDIATE EFFECTIVE DATE."

10
 11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 Section 1. Section 5-13-304, MCA, is amended to read:
 13 "5-13-304. Powers and duties. The legislative auditor
 14 shall:

15 (1) conduct a financial and compliance audit the
 16 financial-affairs-and-transactions of every state agency
 17 every 2 years covering the 2-year period since the last
 18 audit, unless otherwise required by state law;

19 (2) conduct a special audit whenever he determines it
 20 necessary;

21 (2)(3) make a complete written report of each audit. A
 22 copy of each report shall be furnished to the department of
 23 administration, the state agency which was audited, each
 24 member of the committee, and the legislative council.

25 (3)(4) report immediately in writing to the attorney

1 general and the governor any apparent violation of penal
 2 statutes disclosed by the audit of a state agency and
 3 furnish the attorney general with all information in his
 4 possession relative to the violation;

5 (4)(5) report immediately in writing to the governor
 6 any instances of misfeasance, malfeasance, or nonfeasance by
 7 a state officer or employee disclosed by the audit of a
 8 state agency;

9 (5)(6) report immediately to the surety upon the bond
 10 of an official or employee when an audit discloses a
 11 shortage in the accounts of the official or employee.
 12 Failure to notify the surety does not release the surety
 13 from any obligation under the bond.

14 (6)(7) report to the legislature during the first week
 15 of each regular session. The report shall contain, among
 16 other things, copies of or summaries of audit reports on
 17 state agencies and any recommendations relating to such
 18 reports.

19 (7)(8) have the authority to audit records of
 20 organizations and individuals receiving grants from or on
 21 behalf of the state to determine that the grants are
 22 administered in accordance with the grant terms and
 23 conditions. Whenever a state agency enters into an agreement
 24 to grant resources under its control to others, the agency
 25 must obtain the written consent of the grantee to the audit

LC 1147/01

1 provided for in this subsection."

2 NEW SECTION. Section 2. Effective date. This act is

3 effective on passage and approval.

-End-

APPROVED BY COMMITTEE
ON STATE ADMINISTRATION

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THIRD READING
 SB 300

LC 1147/01

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COMMITTEE OF THE WHOLE AMENDMENT

3251015P.cw

HOUSE

3-25-85

DATE

10:15

TIME

MR. CHAIRMAN: I MOVE TO AMEND Senate Bill No. 300

blue

third reading copy (yellow) as follows:

Color

1. Page 1, line 20.

Following: "necessary"

Insert: "and shall so advise the members of the legislative audit committee"

KMG

ADOPT

REJECT

Waldron
Rep. Waldron

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SB 0300/02

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