

HOUSE BILL NO. 342

INTRODUCED BY W. STAHL

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING AND CLARIFYING THE MANNER IN WHICH THE LEGISLATIVE AUDIT COMMITTEE DESIGNATES STATE AGENCIES AND PROGRAMS FOR PERIODIC PERFORMANCE AUDITS; REQUIRING THAT ALL STATE AGENCIES AND PROGRAMS BE SUBJECT TO A PERFORMANCE AUDIT AT LEAST ONCE EVERY 10 YEARS; AND AMENDING SECTION 2-8-105, MCA."

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

Section 1. Section 2-8-105, MCA, is amended to read:

"2-8-105. Determination of agencies and programs to be reviewed. (1) Before September 1 of each even-numbered year, the governor ~~may~~ and the legislative auditor shall each independently furnish the legislative audit committee with a list of ~~his~~ recommendations for agencies and programs to be ~~terminated~~ and subject to a performance audit during the next biennium pursuant to the provisions of this chapter. ~~The~~ Each list must be prioritized, and:

(a) the governor's list must set forth the governor's reasons for recommending each agency or program for review a performance audit; and

(b) the legislative auditor's list must be based on criteria that systematically provide for a performance audit of all agencies and programs at least once every 10 years.

(2) The legislative audit committee shall:

(a) establish and maintain audit risk assessment criteria on which the designation of performance audits for the next biennium must, in part, be made;

(b) review the list lists submitted by the governor under subsection (1), suggestions from legislators and legislative committees, staff recommendations, and any other relevant information; and

(c) compile recommendations of immediately following adjournment of each regular legislative session, designate the agencies and programs to be terminated and subject to a performance audit. The committee shall submit its recommendations to the next legislature in the form of a bill terminating those designated agencies and programs at the times specified in the bill and requiring a performance audit of each agency and program the next biennium under the provisions of Title 2, chapter 8, within the time specified and prior to termination."

- END -

